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22
23 **UNITED STATES DISTRICT COURT**
24
25 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
26

27 TRENT ALLEN, individually; TERRYONN
28 PUGH, individually; SHAGOOFA KHAN,
individually; ADAM CARPENTER,
individually; JOSHUA BUTLER,
individually; DEJON RICHARDS,
individually; DRESHAWN JACKSON,
individually; KARDELL SMITH,
individually; DANIEL MACKIN,
individually; TERRY DWAYNE
ROBINSON, JR., individually; MANDINGO
CAIN, individually; AMADEO GARCIA, JR.,
individually; ARON TYSON, individually;
DAUNTE GELLINGTON, individually;
ROBERT YOUNG, individually; TERRY
THOMAS, individually; SHAQUILLE
HILLARD, individually; DANYEL EARL
LACY, individually; KAYCEE SUITTER,
individually; MARCELL LEWIS,

CASE NO.: 3:23-cv-01895-VC
Consolidated with case nos.
23-cv-03773-VC, 3:23-cv-06573-VC, and
4:24-cv-01774-KAW

**THIRD AMENDED CONSOLIDATED
COMPLAINT FOR DAMAGES**

DEMAND FOR JURY TRIAL

Consol. Complaint Filed:	02/02/2024
Complaint Filed (Allen):	04/19/2023
Complaint Filed (Robinson):	08/11/2023
Deemed Related:	11/08/2023
Complaint Filed (Pugh):	03/24/2024
Deemed Consolidated:	06/26/2024
Trial Date:	None Yet Set

1 individually; GREGORIO YARBOROUGH,
2 individually; QUINCY MASON, individually;
3 TAHJAY MCCULLOUGH, individually;
4 JAMARI ALLEN; individually;

5
6 Plaintiffs,

7 v.

8 CITY OF ANTIOCH, a municipal
9 corporation; ROB BERNALL, individually
10 and in his official capacity as the City
11 Manager for the CITY OF ANTIOCH;
12 CORNELIUS JOHNSON, individually and in
13 his official capacity as the City Manager for
14 the CITY OF ANTIOCH; FORREST EBBS,
15 individually and in his official capacity as the
16 City Manager for the CITY OF ANTIOCH;
17 KWAME REED, individually and in his
18 official capacity as the City Manager for the
19 CITY OF ANTIOCH; TAMMANY
20 BROOKS, individually and in his official
21 capacity as police chief for the CITY OF
22 ANTIOCH; TONY MOREFIELD,
23 individually and in his official capacity as
24 interim police chief for the CITY OF
25 ANTIOCH; STEVEN FORD, individually and
26 in his official capacity as police chief for the
27 CITY OF ANTIOCH; MATTHEW NUTT,
28 individually and in his official capacity as a
police officer for the CITY OF ANTIOCH;
JOSH EVANS, individually and in his official
capacity as a police sergeant for the CITY OF
ANTIOCH; ERIC ROMBOUGH, individually
and in his official capacity as a police officer
for the CITY OF ANTIOCH; MORTEZA
AMIRI, individually and in his official
capacity as a police officer for the CITY OF
ANTIOCH; SCOTT DUGGAR, individually
and in his official capacity as a police officer
for the CITY OF ANTIOCH; JOHN
RAMIREZ, individually and in his official
capacity as a police officer for the CITY OF
ANTIOCH; TIMOTHY MANLY
WILLIAMS, individually and in his official
capacity as a police officer for the CITY OF
ANTIOCH; TOM LENDERMAN,
individually and in his official capacity as a

1 police officer for the CITY OF ANTIOCH;
2 LOREN BLEDSOE, individually and in his
3 official capacity as a police sergeant for the
4 CITY OF ANTIOCH; THOMAS SMITH,
5 individually and in his official capacity as a
6 police officer for the CITY OF ANTIOCH;
7 CALVIN PRIETO, individually and in his
8 official capacity as a police officer for the
9 CITY OF ANTIOCH; ANDREA
10 RODRIGUEZ, individually and in her official
11 capacity as a police officer for the CITY OF
12 ANTIOCH; JONATHAN ADAMS,
13 individually and in his official capacity as a
14 police officer for the CITY OF ANTIOCH;
15 DEVEN WENGER, individually and in his
16 official capacity as a police officer for the
17 CITY OF ANTIOCH; DANIEL HARRIS,
18 individually and in his official capacity as a
19 police officer for the CITY OF ANTIOCH;
20 ROBERT GERBER, individually and in his
21 official capacity as a police officer for the
22 CITY OF ANTIOCH; KYLE HILL,
23 individually and in his official capacity as a
24 police officer for the CITY OF ANTIOCH;
25 Officer MARCOTTE, individually and in his
26 official capacity as a police officer for the
27 CITY OF ANTIOCH; ARRON HUGHES,
28 individually and in his official capacity as a
police officer for the CITY OF ANTIOCH;
and DOES 1-100, inclusive,

Defendants.

INTRODUCTION

In the early 2000s, Black and brown people migrated away from east and west Oakland's urban sprawl, blight and oppressive policing. They relocated east to cities such as Tracy, Pittsburgh, and Antioch. They sought the imprimatur of authentic citizenship intrinsic in the greenery and

1 rolling hills of those East Bay communities. Instead, these people were subjected to a systematic
2 and intentional effort to repress their existence through discriminatory and violent policing. The
3 victims complained about the conspiracy, spoken or unspoken, of abuse over the years. Their calls
4 for justice and reform went unheard for years and years. On April 11, 2023, local media published
5 certified proof of the depth of many Antioch Police Department Officers' bigotry, racism,
6 willingness to falsify evidence, and their celebration of their own uses of unconstitutional and
7 unreasonable force.

8 On March 28, 2023, the Office of the District Attorney of Contra Costa County published an
9 investigative report detailing crimes of moral turpitude and criminal offenses committed by sworn
10 law enforcement officers within the CITY OF ANTIOCH Police Department. From 2019-2022,
11 Antioch police officers and sergeants exchanged hundreds of salacious text messages riddled with
12 vile and offensive language about community members. In those text threads, officers bragged
13 about using excessive force and beating arrest subjects so severely that the officers themselves hurt
14 their hands and feet. The District Attorney's report detailed "derogatory, homophobic, and sexually
15 explicit language and photographs shared by members of the Antioch Police Department that
16 demonstrates their racial bias and animus towards African Americans and other people of color in
17 the community." Over a period of at least four years, the Antioch Police Department officers
18 regularly referred to citizens as "niggers," "niggas," "monkeys," "gorillas," "faggots," "water
19 buffalos," "cunts," "pussies," "fat bitches," and more. Officers celebrated the violent targeting of
20 Black community members ("we just ran down a monkey"; "I'm only stopping them cuz they black
21 [sic]"; "I'll bury that nigger in my fields"; "I can't wait to forty all of them"). Furthermore, officers
22 admitted to serious acts of lying and falsification ("we'll just say he refused to comply"; "I
23 sometimes just say people gave me a full confession when they didn't. gets filed easier [sic]").
24 Appallingly, at least 45 officers participated in or were aware of this misconduct and did nothing.

25 The widespread abuse by large numbers of the Antioch Police Department population,
26 detailed in the investigative report, highlights a pattern and practice of discriminatory law
27 enforcement based on race and gender. Officers engaged in vile derogatory speech, physical
28 mistreatment of community members, and violations of individual civil rights. The abuses in

1 question were the product of a culture of intolerance within the CITY OF ANTIOCH Police
2 Department. This culture is rooted in the deliberate indifference of high ranking City officials, who
3 have routinely acquiesced in the misconduct and otherwise failed to take necessary measures to
4 curtail and prevent it. Despite the repeated and frequent nature of the misconduct and civil rights
5 violations committed by its officers, high ranking CITY OF ANTIOCH officials failed to take any
6 or appropriate remedial action. As a result, officers engaged in repeated and serious acts of
7 misconduct and civil rights violations against citizens living, visiting, and/or traveling in Antioch.

8 Plaintiffs, all of whom experienced malicious treatment by Antioch Police Department
9 officers during the time frame in which officers exchanged these text messages, recently discovered
10 that the officers treatment of them was based in racial animus, misogyny, homophobia, and other
11 offensive conduct. Plaintiffs have reason to believe that each of their interactions with Antioch
12 Police Department officers constituted numerous civil rights violations. Plaintiffs are informed and
13 believe and thereon allege that said civil rights violations and/or misconduct included, but was not
14 limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, false
15 imprisonment, malicious prosecution, denial of equal protection, racial discrimination, conspiracy
16 to violate civil rights and/or other misconduct.

17 Plaintiffs, demanding a jury trial, bring this action against the above-named Defendants,
18 inclusive, pursuant to Title 42 U.S.C. §§ 1983 and 1988, and the Fourth Amendment to the United
19 States Constitution. It is alleged that these violations were committed during the course and scope
20 of the above-mentioned law enforcement officers' employment with the aforementioned
21 government agencies and DOES 1-100.

22 **JURISDICTION AND VENUE**

23 This action arises under Title 42 of the United States Code, §§ 1983, 1985, and 1986. Title
24 28 of the United States Code, §§ 1331 and 1343 confers jurisdiction upon this Court. The unlawful
25 acts and practices alleged herein occurred in California, which is within the judicial district of this
26 Court. Venue is proper in this Court under 28 U.S.C. § 1391(b) because Defendants are believed to
27 reside in this district and all incidents, events, and occurrences giving rise to this action occurred in
28 this district.

1 **PARTIES**

2 Plaintiff **TRENT ALLEN** (“ALLEN”) has been and is a resident of California and a United
3 States Citizen. He brings this action on his own behalf. On March 30, 2021, Mr. ALLEN was
4 arrested and brutally beaten by Defendant CITY OF ANTIOCH Police Officer ERIC
5 ROMBOUGH. Leading up to ALLEN’s arrest, Defendant ROMBOUGH exchanged text messages
6 about TRENT ALLEN with many CITY OF ANTIOCH Police Officers, including Defendant
7 Officers ROBERT GERBER, JONATHAN ADAMS, and THOMAS SMITH. These messages
8 included photographs of TRENT ALLEN before and after his arrest, including injuries Mr. ALLEN
9 sustained during the arrest, and describing Mr. ALLEN in homophobic and racially-charged
10 language. Notably, Defendant ROMBOUGH bragged about his conduct in arresting TRENT
11 ALLEN, stating in text messages that he “40d [ALLEN] right next to his throat,” gave ALLEN “6
12 muzzle thumps,” and that he tried to “kick [ALLEN’S] head over the fence.” ROMBOUGH also
13 stated “I tried to knock him unconscious” and referred to ALLEN as “faggot” and “nigger” multiple
14 times. Defendant CITY OF ANTIOCH Police Officers, including Defendants Officer MARCOTTE,
15 TIMOTHY MANLY-WILLIAMS, SCOTT DUGGAR, JOSH EVANS, GARCIA, ADAMS,
16 SMITH, and GERBER, each participated in text conversations celebrating the violence
17 ROMBOUGH inflicted on TRENT ALLEN during his arrest. Concurrent to Defendant CITY OF
18 ANTIOCH Police Department’s criminal investigation into TRENT ALLEN, Defendant MANLY
19 WILLIAMS did knowingly engage in illegal wiretap and destruction of evidence. TRENT ALLEN
20 remains in-custody, having been incarcerated since his arrest on March 30, 2021.

21 Plaintiff **TERRYONN DESHANN PUGH** (“PUGH”) has been and is a resident of
22 California and a United States Citizen. He brings this action on his own behalf. PUGH was arrested
23 by Defendant Officer ERIC ROMBOUGH on March 31, 2021. ROMBOUGH conspired with
24 DEFENDANTS to shoot Plaintiff PUGH with 40m rubber bullets in the days leading up to PUGH’s
25 arrest. Defendant ROMBOUGH bragged about his conduct following Plaintiff PUGH’s arrest, took
26 pictures of PUGH’s injured buttocks while PUGH was in the hospital following the shooting, and
27 sent the photograph to civilians in violation of PUGH’s rights of privacy.

1 Plaintiff **SHAGOOFA KHAN** (“KHAN”) has been and is a resident of California and a
2 United States Citizen. She brings this action on her own behalf. Ms. KHAN was arrested and
3 prosecuted maliciously and without provocation or cause by Defendant CITY OF ANTIOCH Police
4 Officers in January, 2021. Ms. KHAN was charged with felony arson and battery on an officer.
5 KHAN completed diversion, however she never entered a plea agreement. The charges were
6 eventually dismissed. The arresting Defendant CITY OF ANTIOCH Officers, included but not
7 limited to Defendants EVANS, MANLY WILLIAMS, TOM LENDERMAN, LOREN BLEDSOE,
8 and SMITH, are key participants in the ongoing investigation by Federal Agencies into the
9 discriminatory text messages sent among CITY OF ANTIOCH Police Department officers and
10 sergeants. Concurrent with Ms. KHAN’s arrest, Defendant Officer EVANS sent racist and
11 misogynistic text messages about her to multiple CITY OF ANTIOCH officers, including
12 Defendant Officers ROMBOUGH, MANLY WILLIAMS, BLEDSOE, and SMITH, in which
13 EVANS described Ms. Khan as an Arabian knight's [sic] ‘cum dumpster.’”

14 Plaintiff **ADAM CARPENTER** (“CARPENTER”) has been and is a resident of California
15 and a United States Citizen. He brings this action on his own behalf. CARPENTER was arrested
16 maliciously and without provocation or cause on November 3, 2020 by multiple CITY OF
17 ANTIOCH Police Officers, including Defendants MORTEZA AMIRI, ROMBOUGH, DUGGAR,
18 and MANLY WILLIAMS. From January 2020 up until the date of his arrest, these and other CITY
19 OF ANTIOCH Police Officers conducted nearly ten traffic stops on Mr. CARPENTER. Concurrent
20 with CARPENTER’s arrest and traffic stops, Defendant Officers including ROMBOUGH,
21 DUGGAR, AMIRI, and MANLY WILLIAMS, planned via text message to arrest and tow people
22 for “driving while black,” and referred to the subjects of such stops as “monkeys,” “gorillas,”
23 “niggers,” and “turds.”¹ Defendant AMIRI texted Defendant Officers to “keep their cameras off,”
24 and that the “game plan” was to “violate rights, forty people, and catch turds.” Defendants
25 MARCOTTE and ROMBOUGH similarly texted describing their on-duty conduct near the time of
26 CARPENTER’s arrest as “violating civil rights.” While Mr. CARPENTER was subjected to

27 _____
28 ¹ Defendants use language describing feces such as “[number] 2’s”, “pieces of shit”, and “turds” throughout their text threads as a reference to Black and Brown people.

1 multiple traffic stops, Defendant Officers RODRIGUEZ and PRIETO agreed to write a large
2 amount of traffic citations in and around Antioch, targeting a specific group of people they referred
3 to as “niggers.”

4 Plaintiff **JOSHUA BUTLER** (“BUTLER”) has been and is a resident of California and a
5 United States Citizen. He brings this action on his own behalf. Mr. BUTLER was arrested
6 maliciously and without provocation or cause by Defendant CITY OF ANTIOCH Police Officers in
7 February, 2022. Multiple Defendant officers, including JOSH EVANS, arrested BUTLER for
8 allegedly discharging a firearm, despite never finding a weapon. Concurrent with Mr. BUTLER’s
9 arrest, Defendant CITY OF ANTIOCH Police Officers, including Defendant Officer EVANS, sent
10 numerous text messages about Black people, calling them “gorillas,” “niggers,” “monkeys,” and
11 using other targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). EVANS
12 sent text messages to other CITY OF ANTIOCH Officers in which he lamented that bruises “never
13 look as good on black guys.” In these text messages, Defendant EVANS regularly referred to Black
14 people as “niggers.” Discussing an unknown subject, EVANS texted Defendant AMIRI: “I’m going
15 to bury that nigger in my fields” and “yes, it was a hard R on purpose.” Since the date of the arrest,
16 DEFENDANTS Officers of Defendant CITY OF ANTIOCH have conducted nearly ten traffic stops
17 on Mr. BUTLER, each time verbally accosting him with racist slurs and obscenities. None of these
18 traffic stops have resulted in additional arrests. On May 26, 2023, BUTLER’s firearm case was
19 dismissed.

20 Plaintiff **DEJON RICHARDS** (“RICHARDS”) has been and is a resident of California and
21 a United States Citizen. He brings this action on his own behalf. Mr. RICHARDS was arrested and
22 brutalized in 2020 by Defendant CITY OF ANTIOCH Police Department Officers, including
23 Defendant Officer DUGGAR. During the arrest, DUGGAR repeatedly called RICHARDS a
24 “bitch,” told him that he had no rights, and slammed RICHARDS’ head on the car— causing a
25 laceration to the left side of his face. Concurrent to Mr. RICHARDS’ arrest, DUGGAR sent text
26 messages to other Antioch officers in which he referred to Black people as “niggas.” Around the
27 time of RICHARDS’ arrest, Defendant DUGGAR also participated in text message threads with
28 Defendant CITY OF ANTIOCH Police Officers in which they discussed plans to violate civil rights

1 while on duty, and celebrated images of injuries inflicted by CITY OF ANTIOCH Police Officers.
2 One image was so offensive it caused a Defendant CITY OF ANTIOCH Police Sergeant to
3 respond: “we’re all going to prison.” Mr. RICHARDS was incarcerated for one year prior to his
4 case being dismissed.

5 Plaintiff **DRESHAWN JACKSON** (“JACKSON”) has been and is a resident of California
6 and a United States Citizen. He brings this action on his own behalf. JACKSON was arrested in
7 2018 by CITY OF ANTIOCH Police Department Officers, including Defendant CITY OF
8 ANTIOCH Police Officer ROMBOUGH. During the arrest, ROMBOUGH admitted to JACKSON
9 that he had “a beer or two,” then demanded that JACKSON get out of the car. JACKSON was
10 charged with possession of a firearm and was incarcerated for 15 months. In April, 2022,
11 JACKSON’s case was dismissed by the District Attorney. While employed as a Defendant CITY
12 OF ANTIOCH Police officer, Defendant ROMBOUGH along with Defendants AMIRI and
13 WENGER conspired and agreed together and with other CITY OF ANTIOCH Police officers to
14 injure, oppress, threaten, and intimidate residents of Antioch, California and the surrounding
15 districts. As a part of this scheme, ROMBOUGH, AMIRI, and WENGER used force as punishment
16 to subjects beyond any imposed by the criminal justice system, and repeatedly referenced violating
17 civil rights while acting in their official capacity for Defendant CITY OF ANTIOCH. Defendant
18 ROMBOUGH proudly admitted to brutalizing arrestees on multiple occasions and often referred to
19 arrestees with homophobic and racially-charged language. Moreover, concurrent to the arrest of
20 DRESHAWN JACKSON, Defendant ROMBOUGH was collecting spent 40 mm ammunitions
21 which he used to create a “trophy flag” to commemorate his use of force on individuals in and
22 around Antioch. ROMBOUGH bragged about this flag in multiple text messages with Defendant
23 CITY OF ANTIOCH Police Department officers and others.

24 Plaintiff **KARDELL SMITH** (“KARDELL SMITH”) has been and is a resident of
25 California and a United States Citizen. He brings this action on his own behalf. KARDELL SMITH
26 was arrested on state possession charges in 2019 by Defendant CITY OF ANTIOCH Police
27 Officers, including Defendant Officers AMIRI and ROMBOUGH. KARDELL SMITH served
28 parole and then later was picked up on the same charges by the federal government. On April 13,

1 2022, a federal judge dismissed KARDELL SMITH’s case, dropped every charge, and withdrew all
2 previous pleadings. Concurrent with SMITH’s arrest Defendant Officers including ROMBOUGH
3 and AMIRI exchanged text messages about Black people in and around Antioch, calling them
4 “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer to subjects (i.e.: “faggot,”
5 “pussies,” “cunt,” “fat bitch”). AMIRI and ROMBOUGH proudly admitted to brutalizing arrestees
6 on multiple occasions within these threads. ROMBOUGH boasted about “violating civil rights” and
7 “only stopping [people] cuz they black [sic].” AMIRI admitted to serious offenses including
8 falsification, claiming: “I sometimes just say people gave me a full confession when they didn’t.
9 gets filed easier [sic].”

10 Plaintiff **DANIEL MACKIN** (“MACKIN”) has been and is a resident of California and a
11 United States Citizen. He brings this action on his own behalf. MACKIN was brutalized on June 15,
12 2021, by CITY OF ANTIOCH Police Department Officers, including Defendant Officer
13 ROMBOUGH. As a result of this encounter, Mr. MACKIN was beaten so severely that he sustained
14 a metacarpal fracture in his foot, spent six months in a wheelchair, and underwent multiple
15 surgeries. Two days before arresting MACKIN, Defendant CITY OF ANTIOCH Officers
16 ROMBOUGH and AMIRI made plans to “dog bite” and “40mm deployment” when they would
17 next be on duty together, i.e. the day Mr. MACKIN was subjected to the use of extreme force by
18 Defendants. In the days following Mr. MACKIN’s arrest, AMIRI and ROMBOUGH exchanged
19 texts about an email from Defendant CITY OF ANTIOCH Police Department leadership, regarding
20 “the new BWC and MVAR policies are effective immediately, and the use of these devices should
21 start at the beginning of the next scheduled shift.” AMIRI and ROMBOUGH both agreed they were
22 “over it,” and later strategized as to avoid being caught on each other’s cameras. Officers AMIRI
23 and ROMBOUGH have since been federally indicted for violating civil rights during a time frame
24 in which Mr. MACKIN’s violent arrest occurred.

25 Plaintiff **TERRY DWAYNE ROBINSON, JR.** (“ROBINSON”) has been and is a resident
26 of California and a United States Citizen. He brings this action on his own behalf. ROBINSON was
27 arrested and brutalized on July 1, 2022, by Defendant CITY OF ANTIOCH police officers,
28 including Defendant Officer MATTHEW NUTT. NUTT is implicated in the District Attorney’s

1 investigation into the discriminatory text messages sent among Antioch Police Department officers
2 and sergeants. NUTT was a member of these group text changes and received all of the salacious
3 text messages uncovered in this scandal.

4 Plaintiff **MANDINGO CAIN** (“CAIN”) has been and is a resident of California and a
5 United States Citizen. He brings this action on his own behalf. CAIN was searched and arrested
6 without provocation or cause by CITY OF ANTIOCH police officers in October, 2022. The officers
7 accused CAIN of illegally transporting a firearm. Mr. CAIN was charged, but the charges were
8 eventually dismissed. At least one of the Defendant CITY OF ANTIOCH officers is a key
9 participant in the District Attorney’s investigation into the discriminatory text messages sent among
10 Antioch Police Department officers and sergeants.

11 Plaintiff **AMADEO GARCIA, JR.** (“GARCIA”) has been and is a resident of California
12 and a United States Citizen. He brings this action on his own behalf. GARCIA was arrested and
13 brutalized on December 19, 2022, by multiple Defendant CITY OF ANTIOCH Police Officers who
14 conducted an unlawful search of GARCIA’s vehicle. GARCIA was charged with multiple counts of
15 possession, but these charges were eventually dismissed.

16 Plaintiff **ARON TYSON** (“TYSON”) has been and is a resident of California and a United
17 States Citizen. He brings this action on his own behalf. In August, 2019, Mr. TYSON was arrested
18 and brutalized by Defendant CITY OF ANTIOCH Police Officers when they conducted an
19 unlawful search of TYSON’s vehicle. TYSON was charged with possession, but the charges were
20 eventually dismissed in August 2022.

21 Plaintiff **DAUNTE GELLINGTON** (“GELLINGTON”) has been and is a resident of
22 California and a United States Citizen. He brings this action on his own behalf. Mr.
23 GELLINGTON was brutalized on April 30, 2023, by several CITY OF ANTIOCH Police Officers
24 who falsely accused him of threatening his brother. Mr. GELLINGTON was beaten so severely by
25 CITY OF ANTIOCH Police Officers that he sustained a broken toe, bruised ribs, and scars on his
26 knees and shoulders.

27 Plaintiff **ROBERT YOUNG** (“YOUNG”) has been and is a resident of California and a
28 United States Citizen. He brings this action on his own behalf. YOUNG was harassed and robbed

1 on July 3, 2022 by Defendant CITY OF ANTIOCH Police Officer ERIC ROMBOUGH. Officer
2 ROMBOUGH is a key participant in the District Attorney’s investigation into the discriminatory
3 text messages sent among Antioch Police Department officers and sergeants. ROMBOUGH boasted
4 about “violating civil rights” and collecting trophies to commemorate the violence he inflicted on
5 his victims.

6 Plaintiff **TERRY THOMAS** (“THOMAS”) has been and is a resident of California and a
7 United States Citizen. He brings this action on his own behalf. THOMAS was slammed to the
8 ground and arrested during an illegal search of his mother’s home on July 12, 2022, by several
9 CITY OF ANTIOCH Police Officers, including Defendants ROMBOUGH, GERBER, and HILL.
10 TERRY THOMAS was charged with murder and incarcerated, but the charges were ultimately
11 dismissed in August, 2023. Officer ROMBOUGH is a key participant in the District Attorney’s
12 investigation into the discriminatory text messages sent among Antioch Police Department officers
13 and sergeants. ROMBOUGH boasted about “violating civil rights” and “only stopping [people] cuz
14 they black [sic].” Officer GERBER is also implicated in the District Attorney’s investigation into
15 the discriminatory text messages sent among Antioch Police Department officers and sergeants.
16 GERBER sent text messages containing photos of gorillas and referring to Black people as “fag[s]”
17 to other Antioch officers.

18 Plaintiff **SHAQUILLE HILLARD** (“HILLARD”) has been and is a resident of California
19 and a United States Citizen. He brings this action on his own behalf. HILLARD was searched and
20 arrested without provocation or cause in April, 2022, by CITY OF ANTIOCH Police Department
21 officers, including but not limited to Defendant Officers HUGHES and AMIRI. Mr. HILLARD was
22 illegally searched and charged with gun possession. HILLARD was also harassed by CITY OF
23 ANTIOCH Police Officers throughout multiple incidents occurring between January of 2020 and
24 September of 2022. Concurrently, Defendant CITY OF ANTIOCH Police Officers, including
25 AMIRI and HUGHES, planned and celebrated forcible civil rights violations within discriminatory
26 text messages among Antioch Police Department officers and sergeants. During this time Defendant
27 AMIRI also admitted to serious offenses of falsification, claiming: “I sometimes just say people
28 gave me a full confession when they didn’t. gets filed easier [sic].”

1 Plaintiff **DANYEL EARL LACY** (“LACY”) has been and is a resident of California and a
2 United States Citizen. He brings this action on his own behalf. Mr. LACY was maliciously targeted,
3 wrongfully searched, and wrongfully arrested by several CITY OF ANTIOCH Police Officers
4 including Defendant Officers ROMBOUGH, MANLY WILLIAMS, and HUGHES, in April, 2022
5 at 1600 Buchanan Road in Antioch, CA. The CITY OF ANTIOCH police officers searched a car
6 that did not belong to LACY, claimed to find a firearm, and then arrested LACY. Mr. LACY was
7 charged with illegal possession of a firearm and spent three months in jail, but all charges were
8 eventually dismissed in August 2023.

9 Plaintiff **KAYCEE SUITTER** (“SUITTER”) has been and is a resident of California and a
10 United States Citizen. She brings this action on her own behalf. On December 19, 2022, Ms.
11 SUITTER was unlawfully held, handcuffed, and searched in a parking garage while with her
12 boyfriend, Plaintiff AMADEO GARCIA, by Defendant CITY OF ANTIOCH Police Officers
13 including but not limited to Defendant Officers MARCOTTE, SMITH, and RODRIGUEZ. After
14 the search SUITTER was charged with possession of cocaine with intent to distribute; possession of
15 fentanyl and methamphetamine; and possession of a firearm, but all charges were dismissed on
16 December 27, 2022. Defendant Officers MARCOTTE, SMITH, and RODRIGUEZ are all key
17 participants in the District Attorney’s investigation into the discriminatory text messages sent
18 among Antioch Police Department officers and sergeants. Defendant Officer SMITH sent text
19 messages to other CITY OF ANTIOCH Police Officers in which he referred to Black people as
20 “niggas” and to women as “bitches.” Defendant Officer RODRIGUEZ sent texts agreeing to target
21 Black people for traffic citations, stating that it “will be easy” and “a good time.”

22 Plaintiff **MARCELL LEWIS** (“LEWIS”) has been and is a resident of California and a
23 United States Citizen. He brings this action on his own behalf. On November 15, 2020, Mr. LEWIS
24 was unlawfully held, handcuffed, and searched by CITY OF ANTIOCH police officers including
25 but not limited to Defendant Officer AMIRI. Subsequent to Mr. LEWIS’s encounter with CITY OF
26 ANTIOCH Police Officers, Defendant AMIRI shared in a text message that the word “nigger” is
27 commonly “commonly used around the [CITY OF ANTIOCH Police Department] tbh. Every group
28

1 messages with supervisors and IA sgt's matter of fact it was just said today in our group thread with
2 multiple supervisors in it."

3 Plaintiff **GREGORIO YARBOROUGH** ("YARBOROUGH") has been and is a resident of
4 California and a United States Citizen. He brings this action on his own behalf. On August 15,
5 2023, Defendant CITY OF ANTIOCH Police Officer RYAN GEIS used excessive force when he
6 shot YARBOROUGH without justification.

7 Plaintiff **QUINCY MASON** ("MASON") has been and is a resident of California and a
8 United States Citizen. He brings this action on his own behalf. In June of 2022, CITY OF
9 ANITIOCH Police Department officers, including Defendant ROMBOUGH, assaulted Mr.
10 MASON without justification.

11 Plaintiff **TAHJAY MCCULLOUGH** ("MCCULLOUGH") has been and is a resident of
12 California and a United States Citizen. He brings this action on his own behalf. On November 10,
13 2020, CITY OF ANTIOCH Police Department officers, including Defendant Officers PRIETO,
14 RODRIQUEZ, AMIRI, and MOORE, physically assaulted Mr. MCCULLOUGH without
15 justification.

16 Plaintiff **JAMARI ALLEN** ("JAMARI ALLEN") has been and is a resident of California
17 and a United States Citizen. He brings this action on his own behalf. On approximately August 22
18 or 23, 2020, several CITY OF ANTIOCH Police Department officers, including Defendant AMIRI,
19 needlessly and repeatedly sicced an Antioch Police Department canine on JAMARI ALLEN to
20 cause him injury after he had already surrendered and was in the custody of Defendant Officers.

21 Defendant **CITY OF ANTIOCH** ("CITY") is an incorporated public entity duly authorized
22 and existing as such in and under the laws of the State of California; and at all times herein
23 mentioned, Defendant City has possessed the power and authority to adopt policies and prescribe
24 rules, regulations and practices affecting the operation of the CITY OF ANTIOCH Police
25 Department and its tactics, methods, practices, customs and usage. At all relevant times, Defendant
26 CITY was the employer of Defendant OFFICERS, individually and as peace officers.

27 Defendant **ROB BERNAL**, ("BERNAL") at all times mentioned herein, was employed by
28 Defendant CITY OF ANTIOCH as the City Manager from March, 2017, through the end of the

1 year 2021. He is being sued individually and in his official capacity as the Manager for the CITY
2 OF ANTIOCH. Plaintiffs allege that as City Manager, BERNAL had final policy-making authority
3 over CITY OF ANTIOCH POLICE DEPARTMENT policies and procedures. At all material
4 times, BERNAL was responsible for supervising, enacting, and enforcing CITY OF ANTIOCH
5 POLICE DEPARTMENT conduct, policies, and practices including the absence of needed policies
6 and practices; and for the hiring, retention, supervision, and training of employees, agents, and
7 leadership of CITY Police Department.

8 Defendant **CORNELIUS JOHNSON**, (“JOHNSON”) at all times mentioned herein, was
9 employed by Defendant CITY OF ANTIOCH as the City Manager from or around December 16,
10 2021, through approximately July 14, 2023. He is being sued individually and in his official
11 capacity as the Manager for the CITY OF ANTIOCH. Plaintiffs allege that as City Manager,
12 JOHNSON had final policy-making authority over CITY OF ANTIOCH POLICE DEPARTMENT
13 policies and procedures. At all material times, JOHNSON was responsible for supervising,
14 enacting, and enforcing CITY OF ANTIOCH POLICE DEPARTMENT conduct, policies, and
15 practices including the absence of needed policies and practices; and for the hiring, retention,
16 supervision, and training of employees, agents, and leadership of CITY Police Department.

17 Defendant **FOREST EBBS**, (“EBBS”) at all times mentioned herein, was employed by
18 Defendant CITY OF ANTIOCH as the City Manager following the resignation of JOHNSON. He is
19 being sued individually and in his official capacity as the Manager for the CITY OF ANTIOCH.
20 Plaintiffs allege that as City Manager, EBBS had final policy-making authority over CITY OF
21 ANTIOCH POLICE DEPARTMENT policies and procedures. At all material times, EBBS was
22 responsible for supervising, enacting, and enforcing CITY OF ANTIOCH POLICE
23 DEPARTMENT conduct, policies, and practices including the absence of needed policies and
24 practices; and for the hiring, retention, supervision, and training of employees, agents, and
25 leadership of CITY Police Department.

26 Defendant **KWAME REED**, (“REED”) at all times mentioned herein, was employed by
27 Defendant CITY OF ANTIOCH as the City Manager starting on or about June 26, 2023. He is
28 being sued individually and in his official capacity as the Manager for the CITY OF ANTIOCH.

1 Plaintiffs allege that as City Manager, REED has final policy-making authority over CITY OF
2 ANTIOCH POLICE DEPARTMENT policies and procedures. At all material times, REED was
3 responsible for supervising, enacting, and enforcing CITY OF ANTIOCH POLICE
4 DEPARTMENT conduct, policies, and practices including the absence of needed policies and
5 practices; and for the hiring, retention, supervision, and training of employees, agents, and
6 leadership of CITY Police Department.

7 Defendant **CITY POLICE CHIEF TAMMANY BROOKS** (“BROOKS”), at all times
8 mentioned herein, was employed by Defendant CITY as the Chief of Police for the CITY, from
9 May 2017 through October 2021, and was acting within the course and scope of that employment.
10 He is being sued individually and in his official capacity as the Chief of Police for the CITY.
11 Plaintiffs allege Defendant BROOKS was aware of the openly racist conduct of the police officers
12 he employed, their use of excessive force as set forth herein, the widespread acceptance within the
13 Antioch Police Department of unconstitutional actions by Antioch police officers as set forth in the
14 instant Complaint. On January 13, 2021, at approximately 8:22 pm, Defendant AMIRI sent text
15 messages to Defendant CITY OF ANTIOCH Police officers and sergeants, including Defendants
16 EVANS, GERBER, MILNER, EWART, DUGGAR, RAMIREZ, MARCOTTEE, GONZALEZ,
17 LENDERMAN, ADAMS, MANLY WILLIAMS, and multiple DOES. The texts constrained
18 information from a recent news article which accounted that cell phones were seized on large scale
19 from City of Oakland Police Officers as part of an investigation into sexist and racist comments
20 made by Oakland Police Officers. In response to this text from AMIRI, several CITY OF
21 ANTIOCH Police Officers and Sergeants replied, responded with texts which described plans to
22 destroy similar evidence from their own phones if they were to be confiscated. One CITY Police
23 Sergeant stated that Chief TAMMANY BROOKS “knew something we don’t when he sent that
24 email about his new work phone number and talking about PRA requests.”

25 Plaintiffs allege that Defendant BROOKS was aware of the misconduct by CITY OF
26 ANTIOCH Police Officers against Plaintiffs and CITY OF ANTIOCH residents, knowingly failed
27 to take any remedial measures, and furthermore tolerated, encouraged, and ratified the repeated and
28

1 widespread pattern and practice of unconstitutional actions by Defendant CITY OF ANTIOCH
2 Police Officers as set forth herein.

3 Defendant **CITY INTERIM POLICE CHIEF TONY MOREFIELD** (“MOREFIELD”),
4 at all times mentioned herein, was employed by Defendant CITY as the Interim Chief of Police for
5 the CITY, from October 2021 through May 2022, and was acting within the course and scope of
6 that employment. He is being sued individually and in his official capacity as the Interim Chief of
7 Police for the CITY. Plaintiffs allege Defendant MOREFIELD was aware of the openly racist
8 conduct of the police officers he employed, their use of excessive force as set forth herein, the
9 widespread acceptance within the Antioch Police Department of unconstitutional actions by
10 Antioch police officers as set forth in the instant Complaint, and failed to take any remedial
11 measures, and tolerated, encouraged and ratified the repeated and widespread pattern and practice of
12 Unconstitutional actions by Defendant CITY OF ANTIOCH police officers as set forth herein.

13 Defendant **CITY POLICE CHIEF STEVEN FORD** (“FORD”), at all times mentioned
14 herein, was employed by Defendant CITY as the Chief of Police for the CITY, from May 2022
15 through present, and was acting within the course and scope of that employment. He is being sued
16 individually and in his official capacity as the Chief of Police for the CITY. Plaintiffs allege
17 Defendant FORD was aware of the openly racist conduct of the police officers he employed, their
18 use of excessive force as set forth herein, the widespread acceptance within the Antioch Police
19 Department of unconstitutional actions by CITY OF ANTIOCH Police Officers as set forth in the
20 instant Complaint, and failed to take any remedial measures, and tolerated, encouraged and ratified
21 the repeated and widespread pattern and practice of unconstitutional actions by Defendant CITY OF
22 ANTIOCH Police Officers as set forth herein.

23 Defendant **OFFICER MATTHEW NUTT** (“NUTT”) at all times mentioned herein, was
24 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and
25 scope of that employment. He is being sued individually and in his official capacity as an OFFICER
26 of the CITY. NUTT participated in the unlawful conduct against Plaintiff ROBINSON. Moreover,
27 NUTT is implicated in the ongoing investigation by local and federal agencies into the
28 discriminatory text messages sent among Antioch Police Department officers and sergeants. NUTT

1 received numerous hateful text messages from his fellow CITY OF ANTIOCH police officers about
2 Black people, calling them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer
3 to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). NUTT was a recipient of texts in which
4 Defendant Officers bragged about “violating civil rights,” “only stopping [people] cuz they black
5 [sic],” and “sometimes just say[ing] people gave me a full confession when they didn’t.” Despite
6 being a direct witness to this behavior, NUTT never intervened nor reported it to supervisors. As a
7 result, NUTT is implied to be a part of the conspiracy between the officers at the CITY OF
8 ANTIOCH Police Department to act in concert to promote racial discrimination and
9 unconstitutional conduct under the color of their position as sworn peace officers. This conspiracy
10 between the officers directly lead to the damages suffered by the Plaintiffs named herein.

11 Defendant **OFFICER JOSH EVANS** (“EVANS”) at all times mentioned herein, was
12 employed by Defendant CITY as a SERGEANT of the CITY and was acting within the course and
13 scope of that employment. He is being sued individually and in his official capacity as a
14 SERGEANT of the CITY OF ANTIOCH Police Department. EVANS sent text messages about an
15 unknown subject, detailing plans to “smash in and bite him, 40mm him, and call him a cunt.”
16 EVANS referred to Black people as “niggers” numerous times, and in discussing an unknown
17 subject, he once stated: “I’m going to bury that nigger in my fields.” In his role as a Sergeant
18 leadership for Defendant CITY OF ANTIOCH Police Department, EVANS was aware of the
19 openly racist conduct of the police officers he supervised, their use of excessive force as set forth
20 herein, the widespread acceptance within the Antioch Police Department of unconstitutional actions
21 by Defendant CITY OF ANTIOCH Police Officers as set forth in the instant Complaint, and failed
22 to take any remedial measures, and tolerated, encouraged and ratified the repeated and widespread
23 pattern and practice of unconstitutional actions by Defendant CITY OF ANTIOCH police officers
24 as set forth herein.

25 EVANS’ actions were a part of the Defendant Officers’ conspiracy to act in concert to
26 promote racial animus, bias and discriminatory practices by the CITY OF ANTIOCH Police
27 Department. These actions directly led to the damages of the Plaintiffs named herein.

1 Defendant **OFFICER ERIC ROMBOUGH** (“ROMBOUGH”) at all times mentioned
2 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the
3 course and scope of that employment. He is being sued individually and in his official capacity as
4 an OFFICER of the CITY. ROMBOUGH robbed Plaintiff YOUNG and was involved in the
5 unlawful arrest and force used against Plaintiffs ALLEN, ARPENTER, JACKSON, MACKIN,
6 THOMAS, LACY, and YARBOROUGH. Defendant ROMBOUGH has been employed with the
7 CITY OF ANTIOCH Police Department since 2017, and throughout that tenure has been an active
8 participant in the ongoing discriminatory text messages and conspiracy to violate civil rights among
9 Antioch Police Department officers and sergeants. Moreover, between at least November 2020 to
10 August 2021, Defendant ROMBOUGH deployed the 40mm lethal launcher to shoot at least eleven
11 (11) subjects in and around Antioch. As part of this scheme he secured photographs of the subjects’
12 injuries and collected spent cartridges as trophies. ROMBOUGH sent text messages to other
13 Antioch officers in which he referred to Black people as “niggers,” “niggas,” “gorillas,” and
14 “monkeys.” On other occasions, ROMBOUGH boasted about “violating civil rights” and “only
15 stopping [people] cuz they black [sic].”

16 ROMBOUGH has been federally indicted for civil rights violations against citizens of
17 Antioch in his capacity as a CITY OF ANTIOCH Police Officer. ROMBOUGH acted in concert
18 with named and DOE DEFENDANTS, to promote a culture of racial discrimination within the
19 CITY OF ANTIOCH Police Department. This conspiracy between ROMBOUGH and other
20 DEFENDANTS directly lead to the damages suffered by the Plaintiffs named herein. ROMBOUGH
21 participated in the conspiracy between officers at the CITY OF ANTIOCH Police Department to act
22 in concert to promote racial discrimination and unconstitutional conduct under the color of their
23 position as sworn peace officers. This conspiracy between the officers directly lead to the damages
24 suffered by the Plaintiffs named herein.

25 Defendant **OFFICER MORTEZA AMIRI** (“AMIRI”) at all times mentioned herein, was
26 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and
27 scope of that employment. He is being sued individually and in his official capacity as an OFFICER
28 of the CITY OF ANTIOCH. In 2018, Defendant AMIRI was partnered with CITY Police

1 Department service K-9 “Purcy” and assigned to the CITY Police Department’s Canine Unit. As
2 part of this assignment Defendant AMIRI received hundreds hours of training between 2018-2021,
3 which included topics such as when it is appropriate to deploy a police canine and other relevant
4 legal standards. Between approximately March, 2019, to November, 2021, Defendant AMIRI
5 deployed canine Purcy to bite at least twenty-eight (28) subjects in and around Antioch. After each
6 bite, AMIRI also messaged multiple recipients from his personal cell phone. Included in these
7 conversations were Defendant Officers ROMBOUGH and WENGER about the bites, and often
8 AMIRI gave each bite victim a consecutive number memorializing the number of dog bites he had
9 accumulated up until that point. Further, AMIRI sent with these messages photographs and/or
10 videos of each subject’s injuries, contrary to CITY Police Department policy. These messages also
11 included plans between ROMBOUGH, WENGER, and other Defendant CITY OF ANTIOCH
12 Police Officers and Sergeants to deploy a canine without cause against individuals in and around
13 Antioch, California. As part of the Contra Costa District Attorney’s investigation into race-based
14 misconduct at ADP, Officer Amiri self-reported that close to sixty-eight percent of his total reported
15 and confirmed dog bites were suffered by African Americans.

16 AMIRI is a key participant in the ongoing investigation into the discriminatory text
17 messages sent among CITY OF ANTIOCH Police Department officers and sergeants, during which
18 AMIRI sent texts to other Antioch officers in which he referred to Black people as “gorillas” and
19 “pussies.” He also admitted to serious offenses of falsification, claiming: “I sometimes just say
20 people gave me a full confession when they didn’t. gets filed easier [sic].” On multiple occasions,
21 text messages show that AMIRI encouraged other CITY OF ANTIOCH Police Officers to
22 participate in excessive force against civilians in Antioch, California, and to cover it up through
23 false reports:

24	AMIRI:	Let’s fuck some people up next work week
25	WENGER:	Bro Fuck the mother fucking yes
26	WENGER:	Bite some nerds and crush some dweebs bro!
27	AMIRI:	hell yeah bro. Ill find some shit. Ill write it. Just come over and
28		crush some skulls alongside Purcy. Ill handle the rest lol.

1 AMIRI has been federally indicted for civil rights violations against citizens of Antioch in
2 his capacity as a CITY OF ANTIOCH Police Officer. AMIRI acted in concert with
3 DEFENDANTS, and others presently unknown, to promote a culture of racial discrimination and
4 unconstitutional acts by the CITY OF ANTIOCH Police Department. This conspiracy between
5 AMIRI and other DEFENDANTS directly lead to the damages suffered by the Plaintiffs named
6 herein.

7 Defendant **OFFICER SCOTT DUGGAR** (“DUGGAR”) at all times mentioned herein,
8 was employed by Defendant CITY of ANTIOCH as an OFFICER of the CITY and was acting
9 within the course and scope of that employment. He is being sued individually and in his official
10 capacity as an OFFICER of the CITY OF ANTIOCH. DUGGAR is a key participant in the ongoing
11 investigation into the discriminatory text messages sent among CITY OF ANTIOCH Police
12 Department officers and sergeants. DUGGAR sent text messages to other Antioch officers in which
13 he referred to Black people as “niggas.” DUGGAR’S actions are indicative of the conspiracy
14 between the officers at the CITY OF ANTIOCH Police Department to act in concert to promote
15 racial discrimination and unconstitutional conduct under the color of their position as sworn peace
16 officers. This conspiracy between the officers directly lead to the damages suffered by the Plaintiffs
17 named herein.

18 Defendant **OFFICER JONATHAN RAMIREZ** (“RAMIREZ”) at all times mentioned
19 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the
20 course and scope of that employment. He is being sued individually and in his official capacity as
21 an OFFICER of the CITY. RAMIREZ is implicated in the District Attorney’s investigation into the
22 discriminatory text messages sent among Antioch Police Department officers and sergeants.
23 RAMIREZ sent texts to other Antioch officers in which he expressed a desire to “40 that mfr
24 (Thorpe) during the protest today [sic].” This is a reference to the potential use of a .40mm less
25 lethal launcher being utilized on current CITY OF ANTIOCH Mayor, Lamar Thorpe. RAMIREZ
26 also sent numerous text messages in which he called Black people “niggas” and “niggers.”
27 RAMIREZ’S actions are indicative of the conspiracy between the officers at the CITY OF
28 ANTIOCH Police Department to act in concert to promote racial discrimination and

1 unconstitutional conduct under the color of their position as sworn peace officers. This conspiracy
2 between the officers directly lead to the damages suffered by the Plaintiffs named herein.

3 Defendant **OFFICER TIMOTHY MANLY WILLIAMS** (“MANLY WILLIAMS”) at all
4 times mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was
5 acting within the course and scope of that employment. He is being sued individually and in his
6 official capacity as an OFFICER of the CITY. MANLY WILLIAMS is implicated in the District
7 Attorney’s investigation into the discriminatory text messages sent among Antioch Police
8 Department officers and sergeants. MANLY WILLIAMS received numerous hateful text messages
9 from his fellow CITY OF ANTIOCH police officers about Black people, calling them “gorillas,”
10 “niggers,” “monkeys,” and using other targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,”
11 “cunt,” “fat bitch”). Furthermore, MANLY WILLIAMS was a recipient of texts in which Defendant
12 Officers bragged about “violating civil rights,” “only stopping [people] cuz they black [sic],” and
13 “sometimes just say[ing] people gave me a full confession when they didn’t.” Despite being a direct
14 participant in and witness to this behavior, MANLY WILLIAMS never intervened nor reported it to
15 supervisors. MANLY-WILLIAMS conduct is indicative of the conspiracy between the officers at
16 the CITY OF ANTIOCH Police Department to act in concert to promote racial discrimination and
17 unconstitutional conduct under the color of their position as sworn peace officers. This conspiracy
18 between the officers directly lead to the damages suffered by the Plaintiffs named herein.

19 Defendant **OFFICER TOM LENDERMAN** (“LENDERMAN”) at all times mentioned
20 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the
21 course and scope of that employment. He is being sued individually and in his official capacity as
22 an OFFICER of the CITY. LENDERMAN is implicated in the District Attorney’s investigation into
23 the discriminatory text messages sent among Antioch Police Department officers and sergeants.
24 LENDERMAN received numerous hateful text messages from his fellow CITY OF ANTIOCH
25 police officers about Black people, calling them “gorillas,” “niggers,” “monkeys,” and using other
26 targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). Furthermore,
27 LENDERMAN was a recipient of texts in which Defendant Officers bragged about “violating civil
28 rights,” “only stopping [people] cuz they black [sic],” and “sometimes just say[ing] people gave me

1 a full confession when they didn't." Despite being a direct witness to this behavior, LENDERMAN
2 never intervened nor reported it to supervisors. Defendant's actions are indicative of the conspiracy
3 between the officers at the Antioch Police Department. Antioch Police Department officers acted in
4 concert to promote racial discrimination by officers within the ANTIOCH police department. This
5 conspiracy between the officers directly lead to the damages suffered by the Plaintiffs named
6 herein.

7 Defendant **OFFICER LOREN BLEDSOE** ("BLEDSOE") at all times mentioned herein,
8 was employed by Defendant CITY as a SERGEANT of the CITY and was acting within the course
9 and scope of that employment. He is being sued individually and in his official capacity as a
10 SERGEANT of the CITY. BLEDSOE is implicated in the District Attorney's investigation into the
11 discriminatory text messages sent among Antioch Police Department officers and sergeants.
12 BLEDSOE received numerous hateful text messages from his fellow CITY OF ANTIOCH police
13 officers about Black people, calling them "gorillas," "niggers," "monkeys," and using other targeted
14 slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). Furthermore, BLEDSOE was
15 a recipient of texts in which Defendant Officers bragged about "violating civil rights," "only
16 stopping [people] cuz they black [sic]," and "sometimes just say[ing] people gave me a full
17 confession when they didn't." BLEDSOE was a member of these group text chats, and by refusing
18 to intervene and halt the heinous behavior of fellow officers, BLEDSOE failed to perform his
19 supervisory duties. Defendant's actions are indicative of the conspiracy between the officers at the
20 Antioch Police Department. Antioch Police Department officers acted in concert to promote racial
21 discrimination by officers within the ANTIOCH police department. This conspiracy between the
22 officers directly lead to the damages suffered by the Plaintiffs named herein.

23 Defendant **OFFICER THOMAS SMITH** ("THOMAS SMITH") at all times mentioned
24 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the
25 course and scope of that employment. He is being sued individually and in his official capacity as
26 an OFFICER of the CITY. THOMAS SMITH is a key participant in the District Attorney's
27 investigation into the discriminatory text messages sent among Antioch Police Department officers
28 and sergeants. THOMAS SMITH sent text messages to other Antioch officers in which he referred

1 to Black people as “niggas” and to women as “bitches.” Defendant’s actions are indicative of the
2 conspiracy between the officers at the Antioch Police Department. Antioch Police Department
3 officers acted in concert to promote racial discrimination by officers within the ANTIOCH police
4 department. This conspiracy between the officers directly lead to the damages suffered by the
5 Plaintiffs named herein.

6 Defendant **OFFICER CALVIN PRIETO** (“PRIETO”) at all times mentioned herein, was
7 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and
8 scope of that employment. He is being sued individually and in his official capacity as an OFFICER
9 of the CITY. PRIETO is a key participant in the discriminatory text messages sent among CITY OF
10 ANTIOCH Police Department officers and sergeants. PRIETO sent text messages to other Antioch
11 officers in which he referred to Black people as “niggas” and to women as “bitches.” He also agreed
12 to act in concert with other DEFENDANTS to violate civil rights, including but not limited to an
13 agreement to take DNA samples off unconscious subjects and to write a large amount of traffic
14 citations by targeting a race-specific group in a specific area in and around Antioch, California:

15 **RODRIGUEZ:** I don’t know if I can do the DRE cuz he’s knocked out now.

16 **PRIETO:** **No we’ll just say he refused to comply and take the blood**

17 [...]

18 **PRIETO:** **I wanna push tho. Like hit those 30 cities.**

19 **RODRIGUEZ:** Okay we just hafta go to the areas where we can.

20 **PRIETO:** **Make these niggers eat shit. Yes of course.**

21 **RODRIGUEZ:** Yes that will be easy. And it will be a good time.

22 Lol start off quick with the numbers.

23 **PRIETO:** **yes of course. Get it in and fuck things up.**

24 [...]

25 **PRIETO:** **Well get busy and start towing niggers shit. Come with a**
26 **stack of [Cal. Highway Patrol Vehicle Impound**
27 **Forms]**

1 Defendant's actions are emblematic of the conspiracy between the officers at the Antioch
2 Police Department. Antioch Police Department officers acted in concert to promote racial
3 discrimination by officers within the ANTIOCH police department. This conspiracy between the
4 officers directly lead to the damages suffered by the Plaintiffs named herein.

5 Defendant **OFFICER ANDREA RODRIGUEZ** ("RODRIGUEZ") at all times mentioned
6 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the
7 course and scope of that employment. She is being sued individually and in her official capacity as
8 an OFFICER of the CITY. RODRIGUEZ is a key subject of the District Attorney's investigation
9 into the discriminatory text messages sent amongst Antioch Police Department officers and
10 sergeants. He also agreed to act in concert with other DEFENDANTS to violate civil rights,
11 including but not limited to an agreement to take DNA samples off unconscious subjects and to
12 write a large amount of traffic citations by targeting a race-specific group in a specific area in and
13 around Antioch, California. RODRIGUEZ sent text messages agreeing to target Black people for
14 traffic citations, stating that it "will be easy" and "a good time."

15 RODRIGUEZ's actions are emblematic of the conspiracy between the officers at the
16 Antioch Police Department. Antioch Police Department officers acted in concert to promote racial
17 discrimination by officers within the ANTIOCH police department. This conspiracy between the
18 officers directly lead to the damages suffered by the Plaintiffs named herein.

19 Defendant **OFFICER JONATHAN ADAMS** ("ADAMS") at all times mentioned herein,
20 was employed by Defendant CITY as an OFFICER of the CITY and was acting within the course
21 and scope of that employment. He is being sued individually and in his official capacity as an
22 OFFICER of the CITY. ADAMS is a key participant in the discriminatory text messages sent
23 among Antioch Police Department officers and sergeants. ADAMS sent text messages to other
24 Antioch officers in which he referred to individual subjects as "faggots" and "niggers," and joked
25 about all Black people looking the same. He also boasted about using cruel and excessive force,
26 including but not limited to a message in which he bragged to a CITY OF ANTIOCH Police
27 Sergeant and other Defendant Officers that he "got that faggot to agree to eat his own dick."
28

ADAMS's actions are emblematic of the conspiracy between the officers at the Antioch Police Department. Antioch Police Department officers acted in concert to promote racial discrimination by officers within the ANTIOCH police department. This conspiracy between the officers directly lead to the damages suffered by the Plaintiffs named herein.

Defendant **OFFICER DEVEN WENGER** ("WENGER") at all times mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and scope of that employment. He is being sued individually and in his official capacity as an OFFICER of the CITY. Since, July, 2018, WENGER has been employed as a police officer with the Defendant CITY OF ANTIOCH Police Department. On August 25, 2023, WENGER was suspended by CITY OF ANTIOCH Police Department in relation to his misconduct that was exposed in the ongoing Antioch and Federal investigations into the rampant discriminatory misconduct within the CITY OF ANTIOCH Police Department. On August 16, 2023, a Grand Jury handed down an indictment onto Defendants WENGER, AMIRI, and ROMBOUGH, for Conspiracy Against Rights under 18 U.S.C. § 241 and Deprivation of Rights Under Color of Law under 18 U.S.C. § 242. WENGER engaged in this conspiracy beginning at a time unknown, no later than February 2019, and continued through at least 2022. Each of the Plaintiffs' suffered injuries resulting from contact with Defendant Officers, all of which occurred during the time WENGER was employed by CITY OF ANTIOCH Police Department as an officer and while he was engaged in a conspiracy to violate civil rights. Not just a passive recipient to the messages relaying those plans, for over four years WENGER knowingly sought out and used unconstitutionally excessive force against subjects in and around Antioch, California:

WENGER: Please find this guy and fuck him in the ass

ROMBOUGH: Deal

AMIRI: ill [K9] bite em

[...]

WENGER: Pics of [suspect] please my dude!!! That bitch [suspect] has talked so much shit to me! Thank you for biting that piece of shit!

AMIRI: [IMG_1072; IMG_1067; IMG_1070; IMG_1066; IMG_1069]

WENGER: You're my hero.

[...]

AMIRI: if [] didn't have all those body cams and that was us... we would have fucked him up more. He didn't get what he deserved

WENGER: I agree, That's why I don't like body cams

1 [...]

2 **WEGNER:** Home boy got lumped up!!!!

3 **AMIRI:** Hahahah The [a corporal] special and the morty special

4 [...] I walked out the tent and **game planned how to fuck him up.**
Went back and did justice. Wish you were there. Inside a tent **with no**
cams... you would have loved it. [] agreed to keep cameras off.

5 **WEGNER:** Bro...fuuuuuuuuck yes!!! Fuck that nerd!!

6 [...]

7 **WENGER:** We need to get into something tonight bro!! Lets go 3 nights in a
row dog bite!!!

8 **WENGER:** Lets get faggot ass [Lieutenant] something to stress about lol

9 Despite being a direct participant in and witness to this behavior, WENGER never
10 intervened nor reported it to supervisors. Defendant's actions are part of the conspiracy between the
11 officers at the CITY OF ANTIOCH Police Department in which officers and superiors acted in
12 concert to promote racial discrimination by officers within the CITY OF ANTIOCH Police
13 Department. This conspiracy between the officers directly lead to the damages suffered by the
14 Plaintiffs named herein.

15 Defendant **OFFICER DANIEL HARRIS** ("HARRIS") at all times mentioned herein, was
16 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and
17 scope of that employment. He is being sued individually and in his official capacity as an OFFICER
18 of the CITY. HARRIS is implicated in the District Attorney's investigation into the discriminatory
19 text messages sent among Antioch Police Department officers and sergeants. HARRIS received
20 numerous hateful text messages from his fellow CITY OF ANTIOCH police officers about Black
21 people, calling them "gorillas," "niggers," "monkeys," and using other targeted slurs to refer to
22 subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). Furthermore, HARRIS was a recipient of
23 texts in which Defendant Officers bragged about "violating civil rights," "only stopping [people]
24 cuz they black [sic]," and "sometimes just say[ing] people gave me a full confession when they
25 didn't." Despite being a direct witness to this behavior, HARRIS never intervened nor reported it to
26 supervisors. Defendant's actions are indicative of the conspiracy between the officers at the Antioch
27 Police Department. Antioch Police Department officers acted in concert to promote racial
28 discrimination by officers within the ANTIOCH police department. This conspiracy between the
officers directly lead to the damages suffered by the Plaintiffs named herein.

1 Defendant **OFFICER ROBERT GERBER** (“GERBER”) at all times mentioned herein,
2 was employed by Defendant CITY as an OFFICER of the CITY and was acting within the course
3 and scope of that employment. He is being sued individually and in his official capacity as an
4 OFFICER of the CITY. GERBER is implicated in the District Attorney’s investigation into the
5 discriminatory text messages sent among Antioch Police Department officers and sergeants.
6 GERBER sent text messages containing photos of gorillas and referring to Black people as “fag[s]”
7 to other Antioch officers. GERBER also received numerous hateful text messages from his fellow
8 CITY OF ANTIOCH police officers about Black people, calling them “gorillas,” “niggers,”
9 “monkeys,” and using other targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat
10 bitch”). Furthermore, GERBER was a recipient of texts in which Defendant Officers bragged about
11 “violating civil rights,” “only stopping [people] cuz they black [sic],” and “sometimes just say[ing]
12 people gave me a full confession when they didn’t.” GERBER was also aware of the misconduct
13 but failed to intervene, as demonstrated by this January, 2022 text messages:

14 **ADAMS:** ... I’m in a meeting with [CITY OF ANTIOCH Police Department
15 Leadership] and **GERBER** and **HOFFMAN** discussing black people.

16 Defendant’s actions are indicative of the conspiracy between the officers at the Antioch
17 Police Department. Antioch Police Department officers acted in concert to promote racial
18 discrimination by officers within the ANTIOCH police department. This conspiracy between the
19 officers directly lead to the damages suffered by the Plaintiffs named herein.

20 Defendant **OFFICER KYLE HILL** (“HILL”) at all times mentioned herein, was employed
21 by Defendant CITY as an OFFICER of the CITY and was acting within the course and scope of that
22 employment. He is being sued individually and in his official capacity as an OFFICER of the CITY.
23 HILL was involved in the arrest of Plaintiff TERRY THOMAS. Defendant’s actions are indicative
24 of the conspiracy between the officers at the Antioch Police Department. Antioch Police
25 Department officers acted in concert to promote racial discrimination by officers within the
26 ANTIOCH police department. This conspiracy between the officers directly lead to the damages
27 suffered by the Plaintiffs named herein.

1 Defendant **OFFICER MARCOTTE** (“MARCOTTE”) at all times mentioned herein, was
2 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and
3 scope of that employment. He is being sued individually and in his official capacity as an OFFICER
4 of the CITY. MARCOTTE was involved in the arrest of Plaintiffs ALLEN, GARCIA and
5 SUITTER. Defendant’s actions are indicative of the conspiracy between the officers at the Antioch
6 Police Department. Antioch Police Department officers acted in concert to promote racial
7 discrimination by officers within the ANTIOCH police department. This conspiracy between the
8 officers directly lead to the damages suffered by the Plaintiffs named herein.

9 Defendant **OFFICER ARRON HUGHES** (“HUGHES”) at all times mentioned herein, was
10 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and
11 scope of that employment. He is being sued individually and in his official capacity as an OFFICER
12 of the CITY. HUGHES was involved in the arrest of Plaintiff HILLARD. Defendant’s actions are
13 indicative of the conspiracy between the officers at the Antioch Police Department. Antioch Police
14 Department officers acted in concert to promote racial discrimination by officers within the
15 ANTIOCH police department. This conspiracy between the officers directly lead to the damages
16 suffered by the Plaintiffs named herein.

17 Defendant **OFFICER RYAN GEIS** (“GEIS”) at all times mentioned herein, was employed
18 by Defendant CITY as an OFFICER of the CITY and was acting within the course and scope of that
19 employment. He is being sued individually and in his official capacity as an OFFICER of the CITY.
20 GEIS was involved in the arrest of Plaintiff YARBOROUGH. Defendant’s actions are indicative of
21 the conspiracy between the officers at the Antioch Police Department. Antioch Police Department
22 officers acted in concert to promote racial discrimination by officers within the ANTIOCH police
23 department. This conspiracy between the officers directly lead to the damages suffered by the
24 Plaintiffs named herein.

25 Defendant **OFFICER MOORE** (“MOORE”) at all times mentioned herein, was employed
26 by Defendant CITY as an OFFICER of the CITY and was acting within the course and scope of that
27 employment. He is being sued individually and in his official capacity as an OFFICER of the CITY.
28 MOORE was involved in the arrest of Plaintiff MCCULLOUGH. Defendant’s actions are indicative

1 of the conspiracy between the officers at the Antioch Police Department. Antioch Police
2 Department officers acted in concert to promote racial discrimination by officers within the
3 ANTIOCH police department. This conspiracy between the officers directly lead to the damages
4 suffered by the Plaintiffs named herein.

5 Plaintiffs are ignorant of the true names and capacities of Defendants **DOES 1** through 100
6 inclusive, and therefore sue these Defendants by such fictitious names, in their individual capacities.
7 Plaintiffs are informed and believe and thereon allege that each defendant so named is responsible
8 in some manner for the injuries and damages sustained by Plaintiffs as set forth herein. Plaintiffs
9 will amend this Complaint to state the names and capacities of DOES 1-100, inclusive, once their
10 identities have been ascertained.

11 **FACTUAL ALLEGATIONS**

12 Plaintiffs are informed and believe and thereon allege that DEFENDANTS NUTT, EVANS,
13 ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,
14 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,
15 GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, and each of them, individually and/or
16 acting in concert with one another, as well as other CITY OF ANTIOCH Police Officers, Sergeants,
17 and leadership (DOES 1-100), engaged in a repeated pattern and practice of civil rights violations
18 and other misconduct against citizens living, traveling, or visiting the Antioch neighborhoods where
19 they were assigned. Each Plaintiff is likely to suffer a recurrence of the alleged violations of civil
20 rights, or similar violation of civil rights, committed by police officers employed by Defendant
21 CITY OF ANTIOCH.

22 Plaintiffs are further informed and believe and thereon allege that said civil rights violations
23 and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable
24 searches and seizures, intimidation, false imprisonment, falsifying reports, denial of equal
25 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct.

26 Plaintiffs are further informed and believe and thereon allege that said misconduct included,
27 but was not limited to subjecting people living, visiting, and/or traveling in Antioch neighborhoods
28

1 to disparate treatment because of their race and/or gender. As a result, Plaintiffs and persons
2 similarly situated to them were subjected to unequal treatment, civil rights violations, and other
3 misconduct by DEFENDANTS NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ,
4 MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ,
5 ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE,
6 and/or CITY OF ANTIOCH Police Officers (DOES 1-100). The above named DEFENDANTS as
7 well as other DOES deployed excessive force beyond any punishment appropriately imposed by the
8 criminal justice system, and/or made repeated references to or suggestion of violating civil rights.

9 Plaintiffs are further informed and believe and thereon allege that despite the repeated and
10 frequent nature of the misconduct and civil rights violations committed by Defendants NUTT,
11 EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,
12 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,
13 GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, and DOES 1-100, high ranking CITY
14 OF ANTIOCH officials and/or police department supervisors, including but not limited to,
15 BROOKS, MOREFIELD, FORD, EVANS, BLEDSOE, DOES 1-100, and each of them,
16 individually and/or acting in concert with one another, failed to take any or appropriate remedial
17 action prior to the subject incidents involving the Plaintiffs. As a result, DEFENDANTS engaged in
18 repeated and serious acts of misconduct and civil rights violations against citizens living, visiting,
19 and/or traveling in Antioch.

20 Plaintiffs are informed and believe and thereon allege that as a matter of official policy—
21 rooted in an entrenched posture of deliberate indifference to the constitutional rights of black and
22 brown people who live, visit, and/or travel within Antioch in particular—Defendant CITY OF
23 ANTIOCH, including CITY MANAGERS, has long allowed Plaintiffs and persons similarly
24 situated to them, to be abused by its police officers, including by DEFENDANTS NUTT, EVANS,
25 ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,
26 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,
27 GERBER, HILL, MARCOTTE, HUGHES, GEIS, and/or other CITY OF ANTIOCH Police
28 Officers (DOES-100).

1 Plaintiffs are informed and believe and thereon allege that Plaintiffs, and each of them,
2 suffered the violation of their constitutional rights as a result of customs, policies, patterns and/or
3 practices of Defendant CITY OF ANTIOCH, Defendants BROOKS, MOREFIELD, FORD, DOES
4 1-100, and each of them, including, but not limited to, deliberate indifference in the hiring,
5 supervision, training, and discipline of members of the Antioch Police Department, including
6 Defendant NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS,
7 LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER,
8 HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, and/or DOES 1-100, and/or
9 each of them.

10 **TRENT ALLEN**

11 In March, 2021, multiple Defendant CITY OF ANTIOCH Police Department Officers,
12 including ROMBOUGH, arrested Plaintiff TRENT ALLEN on an attempted murder charge. During
13 the arrest, ROMBOUGH brutally beat Mr. ALLEN, kicking his head multiple times.
14 DEFENDANTS used specific racial slurs while beating Plaintiff ALLEN, including but not limited
15 to “nigger.”

16 On April 11, 2023, ALLEN discovered that DEFENDANT CITY Police Officers had been
17 texting about ALLEN concurrent with his interactions with CITY Officers. The texts, included but
18 are not limited to the following:

19	ROMBOUGH:	Bro I can’t wait to 40 all of them.
20	GERBER:	Hell yeah
21	ROMBOUGH:	Looks like terryon is using TRENT’s IG [...] Sooo many black people [sic].
22	ADAMS:	Bro. They all look the same.
23	ROMBOUGH:	Tell me about it. I feel like I'm at the zoo.
24	ROMBOUGH:	Theyre getting ice cream.
25		Swarming to it like Hennessy.
26	ADAMS:	I bet it’s chicken
27	ROMBOUGH:	Could be ribs
28		for sure watermelon and Kool aid
	ADAMS:	I hate these idiots
	ROMBOUGH:	the cops or the niggers?
	ADAMS:	All of them. It looks like TRENTs there too.
		[Photo depicts Plaintiff, TRENT ALLEN]

1 On March 31, 2021 DEFENDANTS ROMBOUGH, MARCOTTEE, and CITY OF
2 ANTIOCH DOE Officers exchanged the following text messages about taking down a suspect with
3 a 40mm, ROMBOUGH's "Trophy flag":

4 **OFFICER-14:** 😂 That 40 flag is coming along!! Murica!!
5 **ROMBOUGH:** [Liked above message]
6 **MARCOTTEE:** You take 40?
7 **ROMBOUGH:** Yep heading back now tho
8 **MARCOTTE:** Coo
9 **ROMBOUGH:** I'm out front
10 **MARCOTTE:** I can believe he says he has no pain to his back lol
11 **ROMBOUGH:** The nurse saw me smiling when he was making noises
12 **MARCOTTE:** in pain and she started laughing 😂
13 **ROMBOUGH:** LMAO what a bitch

14 Throughout the day, Defendant ROMBOUGH boastfully recounted administering violence on Mr.
15 ALLEN, including his civilian loved ones:

16 **ROMBOUGH:** Yeah 40 deployment
17 **[UNKNOWN]:** Faggot got his ass whooped.
18 **[UNKNOWN]:** Nice babe, another one for the mantle

19 Officer ROMBOUGH also exchanged texts with multiple Defendant CITY Police Officers,
20 including Defendants MANLY-WILLIAMS, DUGGAR, and ADAMS. exchanged the following
21 text messages further celebrating the use of force in arresting TRENT ALLEN:

22 **ROMBOUGH:** Lol I 40d him right next to his throat
23 **MARCOTTE:** Oh fuck cuz he ducked so fast
24 **ROMBOUGH:** Eh he deserved it made us fucking run
25 **MANLY WILLIAMS:** Is he dead
26 **ROMBOUGH:** Just his manliness
27 **MANLY WILLIAMS:** 😊😊
28 **ROMBOUGH:** Think I can forty u as u go by?
29 **ADAMS:** Just saw your text. Asshole!
30 **ROMBOUGH:** Lol I was gonna try.
31 **ADAMS:** Bro my foot hurts lol
32 **ROMBOUGH:** Did you kick the guy?
33 **ADAMS:** Yup like a fucking field goal
34 **ROMBOUGH:** Gotta stop kicking niggas in their head
35 **ADAMS:** Oh shit!! And 40'd. Fuck yeah.
36 **ROMBOUGH:** And about 6 muzzle thumps
37 **ADAMS:** He's gonna be sore.
38 **ROMBOUGH:** Fuck yeah. I didn't realize that.
39 **ADAMS:** Bro he's gonna be hurting fuck that guy.
40 **ROMBOUGH:** I like your last comment lol
41 **ADAMS:** Haha. I forgot that KOCH wanted us to stop sending dumb shit.
42 **ROMBOUGH:** OOPS.
43 **ROMBOUGH:** Laughed at [above message]
44 **ROMBOUGH:** Bro my foot hurts.

GERBER: TRENT [ALLEN]S head is like a bowling ball.
Haha!

From approximately 3:21 pm to 7:21 pm, Defendant ROMBOUGH separately texted Defendant EVANS to continue to gloat about injuring TRENT ALLEN:

ROMBOUGH: Gotta stop kicking niggers in their head.
[photograph of TRENT ALLEN in hospital]

EVANS: You plugged him in the neck? Lol.

ROMBOUGH: He ducked lol

EVANS: Sounds like it's his fault.

ROMBOUGH: So was the 6 muzzle thumps and me trying to kick his head over the fence.

EVANS: Lol all of my favorite things

ROMBOUGH: Me too Brock salty and I in a backyard with no cameras lol

EVANS: 40 pic?

ROMBOUGH: I'll send it in a few. I shot him in the ass bro. Fuck that guy.

EVANS: Lol that's funny.

ROMBOUGH: Obviously wasn't complying.
[photograph of TRENT ALLEN in hospital]

At approximately 3:10 pm, still in relation to his brutalizing Plaintiff TRENT ALLEN, Defendant ROMBOUGH separately texted United States Post Officer Garcia:

ROMBOUGH: I 40d and field goal kicked one that fled from us on foot today

GARCIA: 😂

ROMBOUGH: Bro my foot fucking hurts [gif]

GARCIA: Did you find any guns on any of them?

ROMBOUGH: Sorry we were taking down a second murder suspect and he got 40d too.

GARCIA: 😂 That 40 flag is coming along!! Murica!

At approximately 3:21pm, ROMBOUGH sent the following text messages to an unknown contact, which contained photographs of the individuals he had injured that day, including TRENT ALLEN:

UNKNOWN: You got him in the neck?!

ROMBOUGH: Yup and another faggot in the butt
2 for the day

UNKNOWN: Nice babe.

ROMBOUGH: [photo of subject **PLAINTIFF TRENT ALLEN** in hospital]

UNKNOWN: Ouchie!

Also concurrent to Mr. ALLEN's arrest, Defendant MANLY-WILLIAMS was working on a wiretap operation related to the CITY OF ANTIOCH's criminal investigation into TRENT ALLEN, with assistance from federal agencies, including the Federal Bureau of

1 Investigation. MANLY-WILLIAMS has since been federally indicted for criminal activity relating
2 to this wiretap.

3 As a result of the culture of racism, homophobia, and unconstitutional violence illustrated by
4 the above text messages, DEFENDANTS maliciously and unfairly targeted, brutalized, and
5 prosecuted TRENT ALLEN. Defendant Officers' behavior both contributed to and stemmed from
6 the discriminatory and violent culture of the CITY OF ANTIOCH Police Department. TRENT
7 ALLEN withstood humiliation and associated emotional distress related to the rampant
8 unconstitutional conduct revealed in 2023 with the CITY OF ANTIOCH text message scandal. Mr.
9 ALLEN suffered severe physical injuries caused by Defendant ROMBAUGH's and other
10 DEFENDANTS' in their use of excessive force against him.

11 Mr. ALLEN has been incarcerated since his arrest and the use of excessive force by
12 ROMBOUGH, tolling his statute of limitations.

13 **TERRYONN PUGH**

14 **MARCH 2021 INCIDENT**

15 In March 2021, multiple Defendant CITY OF ANTIOCH Police Department Officers,
16 including ROMBOUGH, arrested Plaintiff TERRYONN PUGH on an attempted murder
17 charge. During the arrest, ERIC ROMBOUGH brutally shot Mr. PUGH with a 40mm rubber bullet.
18 On April 11, 2023, PUGH discovered that Officer ROMBOUGH texted about him during the time
19 of his arrest. DEFENDANTS used specific racial slurs while beating Plaintiff PUGH, including but
20 not limited to "nigger."

21 On April 11, 2023, PUGH discovered that DEFENDANT CITY Police Officers had been
22 texting about PUGH concurrent with his interactions with CITY Officers, planning to and executing
23 a plan to use excessive force on PUGH by shooting him with 40mm rubber bullets. The texts,
24 included but are not limited to the following:

25 On 3/20/2021, at 1: 20 p.m., APD Officer ROMBOUGH texted Detective GERBER, "Been
26 checking ig not sure if terryon found his phone yet."

27 At 1:27p.m., Detective GERBER responded, "For sure thx brah. I bet he did."
28

1 On 3/21/2021, at 9:14a.m., APD Officer ROMBOUGH text APD Detective GERBER, “I
2 haven’t seen Pugh with his phone or updates on his ig. He’s still posting.”

3 At 9:15a.m., APD Detective GERBER responded, “Pugh is so screwed.”

4 At 9:16 a.m., APD Detective GERBER added, “He better still have his phone, almost done
5 with his affidavit.”

6 At 9:16p.m., APD Officer ROMBOUGH responded, “Bro I can’t wait to forty all of them
7 (“forty” or “40” are references to the deployment of the 40mm less-lethal launcher).”

8 At 9:16 p.m., APD Detective GERBER texted, “Hell yeah.”

9 At 9:44 a.m., APD Officer ROMBOUGH texted, “Looks like terryon is using trents ig”.

10 At 9:50 a.m., APD Detective GERBER texted, “I saw that he posted a quick live He better
11 have his damn phone.”

12 At 9:54a.m., APD Officer ROMBOUGH text, “22 that I think he has it back I mix up all the
13 number 2s igs.”

14 On 3/29/2021, at 6:38 p.m., APD Officer ROMBOUGH and APD Detective GERBER
15 continue texting during the investigation of plaintiff:

16 On 3/29/2021, at 6:38 p.m., APD Officer ROMBOUGH text APD Detective GERBER,
17 “Not sure if this fag is with any of our targets or not but here u go.”

18 At 6:54 p.m., APD Detective GERBER responded, “That fag is one of our four targets heh,
19 he appears to be goin to la.”

20 At 6:55p.m., APD Officer ROMBOUGH text, “Yeah I can’t remember all their names just
21 another number 2”.

22 At 6:57p.m., APD Detective GERBER responded, “Hah facts.”

23 Defendant SERGEANT JOSH EVANS sent text messages about an unknown subject,
24 detailing plans to “smash in and bite him, 40mm him, and call him a cunt.” EVANS referred to
25 Black people as “niggers” numerous times, and in discussing an unknown subject, he once stated:
26 “I’m going to bury that nigger in my fields.” His actions are indicative of the defendant officers
27 acting in concert to promote racial bigotry and bias in the Antioch police department. These actions
28 directly led to the damages of the Plaintiffs named herein.

1 On March 31, 2021, Defendant ROMBOUGH carried out his plan, and shot Plaintiff PUGH
2 with a 40mm rubber bullet. ROMBOUGH and defendant EVANS exchanged text messages
3 reveling in the injuries inflicted on Plaintiffs Pugh and Trent Allen. After sending a picture of
4 Allen's injuries, defendants ROMBOUGH and EVANS engaged in the following text messaging:

5 At 3:41 p.m., APD Sgt. Josh EVANS replied, "Lol all of my favorite things." APD Officer
6 ROMBOUGH texted, "Me too Brock [MARCOTTE] salty and I in a backyard with no cameras
7 lol."

8 At 6:22 p.m., APD Sgt. Josh EVANS texted, "40 pic?" APD Officer ROMBOUGH replied,
9 "I'll send it in a few. I shot him in the ass bro" and "Fuck that guy." APD Sgt. Josh EVANS
10 responded, "Lol, that's funny".

11 At 6:25p.m., APD Officer ROMBOUGH text, "Obviously wasn't complying."

12 At 7:21 p.m., APD Officer ROMBOUGH sent APD Sgt. Josh EVANS the following photo:
13 APD Officer ROMBOUGH also texted his wife XXXX after deploying the 40mm weapon for the
14 second time that day. APD Officer ROMBOUGH sent Cassidy photos of both men (ALLEN and
15 PUGH) and their injuries.

16 At 4:38 p.m., XXXX responded, "You got him in the neck?!"

17 At 4:43 p.m., APD Officer ROMBOUGH replied, "Yup and another faggot in the butt" and
18 "2 for the day."

19 At 4:49 p.m., XXXX responded, "Nice babe."

20 At 7:21 p.m., APD Officer ROMBOUGH sent XXXX the following photo of Pugh:

21 At 7:25p.m., XXXX text, "Ouchie."

22 APD officer ROMBOUGH kept the 40mm bullets as trophies. APD officer MARCOTTE
23 collected the 40mm ROMBOUGH used to shoot PUGH as a trophy for ROMBOUGH. They
24 engaged in the following text messaging:

25 On 3/31/2021, at 7:30 a.m., APD Officer ROMBOUGH text APD Officer Brock
26 MARCOTTE, "You take 40?"

27 At 7:31 a.m., APD Officer MARCOTTE responded, "Yep" and "Heading back now tho."

28 At 7:32 p.m., APD Officer ROMBOUGH text, "Coo."

1 At 7:59 a.m., APD Officer MARCOTTE text, "I'm out front". APD Officer ROMBOUGH
2 responded, "Copy."

3 At 9:11 a.m., APD Officer ROMBOUGH text, "I can believe he says he has no pain to his
4 back lol." As a result, the text messages discovered in April 2023 imply that Antioch Police
5 Department maliciously and unfairly targeted, brutalized, and prosecuted PUGH, and that
6 Defendant Officers' behavior stemmed from the discriminatory and violent culture of the Antioch
7 Police Department. Moreover, Mr. PUGH withstood humiliation and associated emotional distress
8 corresponding to the text message scandal. Mr. PUGH suffered severe physical injuries caused by
9 Defendant ROMBAUGH's use of excessive force.

10 Mr. PUGH has been incarcerated since his arrest and the use of excessive force by
11 Defendant ROMBOUGH, tolling his statute of limitations.

12 NOVEMBER 2020 INCIDENT

13 The incident took place on November 10, 2020. The time was approximately 11:00 A.M.
14 The location was the Shell Gas Station located at 2838 Lone Tree Drive, Antioch, CA
15 94509. DEFENDANT CITY OF ANTIOCH police officers CALVIN PRIETO, ANDREA
16 RODRIGUEZ, MATTHEW NUTT and others were involved in the arrest of PUGH.

17 On the above-date, Mr. PUGH was a passenger in the backseat of a parked car at a gas
18 pump. Defendants PRIETO, RODRIGUEZ, and other DEFENDANT officers pulled PUGH out of
19 the backseat. Plaintiff PUGH was slammed face-first to the ground, his arms pulled behind him, he
20 was kned in the neck, tased, hog tied, and placed him in a full body wrap device. During the
21 incident involving plaintiffs Pugh and McCullough, Plaintiff PUGH is informed and believes that
22 officers PRIETO and RODRIGUEZ and others used racially derogatory terms, and that the racial
23 epithets included "the 'N' word".

24 Unbeknownst to plaintiff, Defendants NUTT, PRIETO, RODRIGUEZ and other DOE
25 officers were racially biased against and discriminated against plaintiff PUGH. The force used
26 during that arrest was designed to humiliate, embarrass, belittle, dehumanize and denigrate plaintiff
27 PUGH based on his race.

28 On March 27, 2023, the Contra Costa County District Attorney's office produced a report

1 regarding racist text messages exchanged between Antioch police officers. In one entry, on June 10,
2 2020, PRIETO and RODRIGUEZ “blame[d] the blacks” for all the crime in the area. (Pg. 10 DA
3 Report). In another entry, on September 9, 2020, PRIETO and RODRIGUEZ used text messages
4 their plans to target specific groups, implying blacks and Latinos, for traffic citations. The last page
5 of the report provides data regarding PRIETO and RODRIGUEZ’s arrest statistics between
6 September 2020 and October 2020. These statistics demonstrate that the DEFENDANT CITY
7 Officers targeted Black and Latino people. The largest percentage of their arrests were of black
8 people. The report was released to Plaintiff PUGH on or about April 11, 2023.

9 On March 28, 2023, the Contra Costa County District Attorney's office produced a report
10 regarding racist text messages exchanged between CITY OF ANTIOCH police officers EVANS,
11 ADAMS, DUGGAR, GERBER, T. SMITH, MARCOTTE, MANLY WILLIAMS, ROMBOUGH,
12 including those referenced the above, during the investigation and March 2021 arrest of PUGH. The
13 report was released to defendant PUGH on or about April 11, 2023.

14 **SHAGOOFA KHAN**

15 Beginning in the Summer of 2020, SHAGOOFA KHAN organized police reform protests
16 throughout the CITY OF ANTIOCH. In January, 2021, Defendants, CITY OF ANTIOCH Police
17 Department Officers, EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, and SMITH
18 arrested Ms. KHAN for burning a “Blue Lives Matter” flag at a protest. KHAN was charged with
19 felony arson and battery of an officer. KHAN completed diversion, however she never entered a
20 plea agreement, and the charges were eventually dismissed. The arresting Defendant Officers
21 EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, and SMITH are key participants in
22 the discriminatory text messages sent among Antioch Police Department officers and sergeants.

23 On April 11, 2023, KHAN discovered that she had been mentioned by name in the salacious
24 text threads, including the following:

25 **LENDERMAN:** They were in Martinez for the BLM shit.
EVANS: **SHAGOOFA looks like an arabian nights cum dumpster**

26 Defendant Officer SMITH similarly sent text messages to CITY OF ANTIOCH Police Officers in
27 which he referred to women as “bitches.” Following SHAGOOFA KAHN’s arrest, Defendant
28

1 Officers CALVIN PRIETO and ANDREA RODRIGUEZ exchanged messages referring to a female
2 Black Lives Matter activist as “that black bitch.” Defendant ROMBOUGH also texted Defendant
3 EVANS that he “should have 40d this black bitch today,” and in a separate message to an unknown
4 recipient, ROMBOUGH referred to Black women as “water buffalo.” Defendant Officer MANLY
5 WILLIAMS sent multiple texts messages in which he joked about the brutalization of Black
6 arrestees. Defendant BLEDSOE was a members of these group chats and received all of the
7 salacious text messages uncovered in this scandal, including the above and the text thread in which
8 RAMIREZ offered a steak dinner prize for a CITY OF ANTIOCH Defendant Officer to “40 that
9 gorilla Thorpe” in reference to then Mayor of the CITY OF ANTIOCH during the BLM protests.

10 As a result, the text messages discovered in April 2023 demonstrate that Antioch Police
11 Department Defendant Officers EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, and
12 THOMAS SMITH maliciously and unfairly prosecuted SHAGOOFA KHAN and that Defendant
13 Officers’ behavior contributed to and stemmed from the discriminatory and violent culture of the
14 Antioch Police Department. Moreover, Ms. KHAN withstood humiliation and associated emotional
15 distress corresponding to the text message scandal.

16 **ADAM CARPENTER**

17 On November 3, 2020, multiple CITY OF ANTIOCH Police Department officers, including
18 ROMBOUGH, DUGGAR, AMIRI, and MANLY WILLIAMS, arrested CARPENTER for
19 possession of a firearm without probable cause and with malice. The charges against CARPENTER
20 were later dropped. From January 2020 up until the date of his arrest, these and other CITY OF
21 ANTIOCH Police Officers conducted nearly ten traffic stops on Mr. CARPENTER. All of these
22 Defendant Officers are implicated in the offensive text message scandal. Concurrent with
23 CARPENTER’s arrest, Defendant Officers sent numerous text messages about Black people,
24 calling them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer to subjects
25 (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). Concurrent to CARPENTER’s arrest, Defendant
26 ROMBOUGH described his on-duty game plan and conduct as “violating civil rights,” and “only
27 stopping [people] cuz they black [sic].” Defendant DUGGAR also sent text messages to other CITY
28 OF ANTIOCH Police Officers in which he referred to Black people as “niggas.” Defendant AMIRI

1 admitted to serious offenses of falsification of criminal confessions, claiming: “I sometimes just say
2 people gave me a full confession when they didn’t. gets filed easier [sic].” Defendant MANLY
3 WILLIAMS sent text messages in which he joked about the brutalization of an arrestee and asked,
4 “is he dead?”

5 As a result, the text messages discovered in April 2023 imply that Antioch Police
6 Department maliciously and unfairly targeted and prosecuted CARPENTER and that Defendant
7 Officers’ behavior stemmed from the discriminatory and violent culture of the Antioch Police
8 Department. Moreover, Mr. CARPENTER withstood humiliation and associated emotional distress
9 corresponding to the text message scandal.

10 **JOSHUA BUTLER**

11 In February, 2022, multiple CITY OF ANTIOCH Police Department officers, including
12 Defendant JOSH EVANS, arrested BUTLER, arrested Plaintiff JOSHUA BUTLER in Antioch, CA
13 for allegedly discharging a firearm. Officers never found a weapon. On May 26, 2023, BUTLER’s
14 case was dismissed. Since the date of the arrest, CITY OF ANTIOCH Police Officers have
15 conducted nearly ten traffic stops on Mr. BUTLER, each time verbally accosting him with racist
16 obscenities. None of these traffic stops have resulted in additional arrests. Concurrent with
17 BUTLER’s arrest, officers, including JOSH EVANS, sent numerous text messages about Black
18 people, calling them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer to
19 subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). On one occasion, EVANS sent text messages
20 about an unknown subject, detailing plans to “smash in and bite him, 40mm him, and call him a
21 cunt.” EVANS regularly referred to Black people as “niggers,” and in discussing an unknown
22 subject, he once stated: “I’m going to bury that nigger in my fields.”

23 As a result, the text messages discovered in April 2023 imply that Antioch Police
24 Department maliciously and unfairly prosecuted BUTLER and that Defendant Officers’ behaviors
25 and actions stemmed from the discriminatory and violent culture of the Antioch Police Department.
26 Moreover, Mr. BUTLER withstood humiliation and associated emotional distress corresponding to
27 the text message scandal.

28 **DEJON RICHARDS**

1 In 2020, DEJON RICHARDS was arrested and brutalized by CITY OF ANTIOCH Police
2 Officers, including Defendant Officer DUGGAR. During the arrest, DUGGAR repeatedly called
3 RICHARDS a “bitch,” told him that he had no rights, and slammed RICHARDS’ head on the car
4 cutting the left side of his face. DUGGAR is a key participant in the discriminatory text messages
5 sent among Antioch Police Department officers and sergeants. DUGGAR sent text messages to
6 other Antioch officers in which he referred to Black people as “niggas.” RICHARDS was
7 incarcerated for one year prior to his case being dismissed. Concurrent to RICHARDS’ arrest,
8 multiple CITY OF ANTIOCH Police Officers, including DUGGAR and other named and DOE
9 DEFENDANTS, planned over text messages an operation to arrest wanted individuals in Antioch,
10 in which the Officers described plans to deploy excessive force. At least one CITY OF ANTIOCH
11 Police Sergeant was an active participant in encouraging this conduct and joked with other
12 DEFENDANTS about the fact that in 2020, CITY OF ANTIOCH Police Department was in the
13 eighty-fourth percentile (84%) for use of deadly force, which was acknowledged as “crimes
14 committed by the police.”

15 As a result, the text messages discovered in April 2023 imply that CITY OF ANTIOCH
16 Police Officer DUGGAR maliciously and unfairly targeted and arrested RICHARDS without
17 probable cause and that Defendant Officers’ behaviors and actions contributed to and stemmed from
18 the discriminatory and violent culture of the CITY OF ANTIOCH Police Department. Moreover,
19 Mr. RICHARDS withstood humiliation and associated emotional distress corresponding to the text
20 message scandal.

21 **DRESHAWN JACKSON**

22 DRESHAWN JACKSON was arrested in 2018 by CITY OF ANTIOCH Police Department
23 Officers, including Defendant Officer ROMBOUGH. During the arrest, ROMBOUGH admitted to
24 JACKSON that he had “a beer or two,” then demanded that JACKSON get out of the car.
25 JACKSON was charged with possession of a firearm and was incarcerated for 15 months. In April
26 2022, his case was dismissed by the District Attorney. Arresting officer Defendant ROMBOUGH is
27 a key participant in the ongoing investigation into the unconstitutional misconduct and
28 discriminatory text messages sent among Antioch Police Department officers and sergeants.

1 Concurrent to JACKSONS' arrest, ROMBOUGH and other Defendant Officers deployed uses of
2 force as punishment to subjects beyond any punishment appropriately imposed by the criminal
3 justice system, and made repeated references to or suggestion of violating civil rights. (Indictment
4 4:23-cr-00269 AMO) ROMBOUGH proudly admitted to brutalizing arrestees on multiple
5 occasions. ROMBOUGH referred to arrestees as "faggots" and "niggers" multiple times. On other
6 occasions, ROMBOUGH boasted about "violating civil rights" and "only stopping [people] cuz
7 they black [sic]."

8 As a result, the text messages discovered in April 2023 demonstrate that CITY OF
9 ANTIOCH Police Officers maliciously and unfairly targeted and arrested JACKSON and that
10 Defendant Officers' behaviors and actions contributed to and stemmed from the discriminatory and
11 violent culture of the CITY Police Department. Moreover, Mr. JACKSON withstood humiliation
12 and associated emotional distress corresponding to the text message scandal.

13 **KARDELL SMITH**

14 KARDELL SMITH was arrested on state possession charges in 2019 by multiple CITY OF
15 ANTIOCH Police Officers. Defendant Officer AMIRI and other CITY OF ANTIOCH Police
16 Officers prepared a false police report which was used to maliciously prosecute Mr. SMITH.
17 Specifically, Defendant Officer AMIRI claimed he saw, from outside the building where Mr.
18 SMITH was located, a bathroom window be broken and a handgun thrown out of the window into a
19 side yard. Defendant Officers entered the apartment and arrested Mr. SMITH, claiming SMITH had
20 thrown the gun out of the bathroom window. In reality, no weapon was possessed by Mr. SMITH,
21 and no weapon or any object was thrown by anyone through that window in Defendants' presence
22 or within that timeframe. A picture purported to be taken by Defendants of the weapon at the scene
23 shows it was covered by leaves and dirt. The window had been broken for months. KARDELL
24 SMITH served a parole violation and then later got charged on the same false factual basis by the
25 Federal government on Federal charges. On April 13, 2022, a Federal judge dismissed KARDELL
26 SMITH's case, dropped every charge, and withdrew all previous pleadings.

27 Defendant Officers AMIRI and ROMBOUGH were involved in the arrest of KARDELL
28 SMITH and each were integral participants in maliciously prosecuting him. Concurrent with

1 SMITH's arrest, Defendants AMIRI, ROMBOUGH and WENGER, along with DOE Officers of
2 the CITY OF ANTIOCH Police Department, discussed with another intentions to deploy force
3 against, and inflict harm upon, individuals in and around Antioch through excessive uses of force:

4 **ROMBOUGH:** Yeah buddy we gonna fuck some people up...
 I'll roll with u and Percy
5 **AMIRI:** LOL No i was planning on enjoying the day off but fuck
6 them for fucking with an officer.
7 **ROMBOUGH:** Me too and exactly I'm gonna fuck someone up and
 hopefully get you a bite
8 **AMIRI;** Exactly! Blood for blood!
9 **WENGER:** Please find this guys and fuck him in the ass
10 **ROMBOUGH:** Deal
 [IMG_0897, a screenshot of identification records]
11 **WENGER:** He's the fuck face that ran. Wants are 108 and 2800
 ill bit em
12 **AMIRI:** [...]
13 **ROMBOUGH:** Fuck i just want to punch the shit out of someone lol
14 **AMIRI:** do it bro
 Don't have my road dog out here
 the guy i bit today was pruned out. No fucks given.

15 AMIRI, ROMBOUGH, WENGER, and DOES, also concealed and hid, and caused to be
16 concealed and hidden, the acts done and the purpose of the acts done in furtherance of the scheme,
17 including to further perpetuate the scheme.

18 Concurrent to Mr. SMITH's arrest, Defendant CITY OF ANTIOCH Police Officers sent
19 numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and
20 using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch").
21 ROMBOUGH proudly admitted to brutalizing arrestees on multiple occasions. ROMBOUGH
22 boasted about "violating civil rights" and "only stopping [people] cuz they black [sic]." AMIRI
23 admitted to serious offenses of falsification, claiming: "I sometimes just say people gave me a full
24 confession when they didn't. gets filed easier [sic]." Consistent with this admission, Defendant
25 AMIRI prepared a false police report in which he fabricated an alleged confession by KARDELL
26 SMITH, that he claimed took place while they smoked a cigarette together outside the police
27 station. In reality, Defendant AMIRI acted friendly to Mr. SMITH, offered to smoke a cigarette
28

1 with him outside the police station, but Mr. SMITH never possessed and never confessed to having
2 any weapon, much less a gun. Defendant AMIRI lied in his police report and claimed that Mr.
3 SMITH confessed to possession of the gun. This false report was then used to fabricate the gun
4 charge against Mr. SMITH.

5 As a result, the text messages discovered in April 2023 demonstrate that Defendant CITY
6 OF ANTIOCH Police Officers maliciously and unfairly targeted and arrested KARDELL SMITH
7 and that Defendant Officers' behaviors and actions contributed to and stemmed from the
8 discriminatory and violent culture of the CITY Police Department. Moreover, Mr. KARDELL
9 SMITH withstood humiliation and associated emotional distress corresponding to the text message
10 scandal.

11 **DANIEL MACKIN**

12 DANIEL MACKIN was brutalized on Tuesday, June 15, 2021, by CITY OF ANTIOCH
13 Police Department Officers, including Defendant Officer ROMBOUGH. During the interaction,
14 MACKIN was beaten so severely that he sustained a metacarpal fracture in his foot. He spent six
15 months in a wheelchair and underwent multiple surgeries. On June 13, 2021, two days before Mr.
16 MACKIN suffered this violent encounter, Defendant Officers ROMBOUGH and AMIRI exchanged
17 the following plans to hurt suspects they would encounter while next on together, which fell on the
18 day ROMBOUGH participated in the violence inflicted on Mr. MACKIN:

19 **ROMBOUGH:** You working?
20 **AMIRI:** yeah. 40 mins until the weekend.
21 **ROMBOUGH:** It's your friday right? Copy **until you come in on Tuesday**
22 **AMIRI:** lol yea
23 **ROMBOUGH:** **Yeah buddy dog bite and 40 deployment**
24 **AMIRI:** [loved above message]

25 As a result, the text messages discovered in April 2023 show that CITY OF ANTIOCH
26 Police Department Officers, including ROMBOUGH and AMIRI, intentionally, maliciously, and
27 unfairly targeted and brutalized DANIEL MACKIN. Theirs and other Defendant CITY OF
28 ANTIOCH Police Officers' behavior contributed to and stemmed from the discriminatory and
violent culture of the CITY Police Department. Moreover, Mr. MACKIN withstood humiliation and

1 associated emotional distress corresponding to the text message scandal. Mr. MACKIN suffered
2 severe physical injuries caused by Defendant ROMBAUGH's use of excessive force.

3 **TERRY ROBINSON, JR.**

4 On July 1, 2022, during a traffic stop where TERRY ROBINSON, JR. was a passenger in
5 his brother's car, multiple Antioch Police Department officers, including MATTHEW NUTT,
6 arrested ROBINSON on the purported basis of two allegedly outstanding arrest warrants. However,
7 the arrest warrants had previously been resolved by ROBINSON JR. at court. During the arrest,
8 Defendant NUTT brutally beat Mr. ROBINSON while he was handcuffed. NUTT threw
9 ROBINSON to the ground and repeatedly shoved, kicked, punched, and knee-struck him in the
10 legs, stomach, and ribs. Despite ROBINSON's pleas that he was having a panic attack and needed
11 medical attention, NUTT continued to attack ROBINSON and failed to call an ambulance.
12 ROBINSON spent six days in jail and was released with no criminal charges. Concurrent with
13 ROBINSON's arrest, Antioch Police Department officers, including MATTHEW NUTT, sent
14 and/or received numerous text messages about Black people, calling them "gorillas," "niggers,"
15 "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat
16 bitch").

17 As a result, the text messages discovered in April 2023 imply that Antioch Police
18 Department maliciously and unfairly targeted, arrested, and brutalized ROBINSON and that
19 Defendant Officers' behavior contributed to and stemmed from the discriminatory and violent
20 culture of the Antioch Police Department. Moreover, Mr. ROBINSON withstood humiliation and
21 associated emotional distress corresponding to the text message scandal. Furthermore, Mr.
22 ROBINSON suffered severe physical injuries caused by Defendant NUTT's use of excessive force.

23 **MANDINGO CAIN**

24 In October, 2022, CITY OF ANTIOCH Police Department officers seized MANDINGO
25 CAIN's registered firearm after conducting an unlawful stop and search of Mr. CAIN's vehicle,
26 then without cause, arrested Mr. CAIN. Moreover, the CITY OF ANTIOCH Police Officers
27 sexually harassed Mr. CAIN's wife. After briefly entering the Quik Stop store at 1108 Sycamore
28 Dr, Antioch, CA 94509, Mr. CAIN and his wife drove out of the store parking lot when two male

1 Antioch police officer DOES followed them in a police car and turned on their sirens. The officers
2 ordered CAIN through a loudspeaker to pull over in an area where there were no other people
3 around. When CAIN asked why he was being pulled over, one of the officers claimed that it was
4 because his headlights and windows were tinted. The officers told CAIN to get out of the car. CAIN
5 initially refused and told the officers that he was not on parole. One of the officers then yanked
6 CAIN out of his car, made his wife exit the car, and searched the car thoroughly. A second officer
7 commented on CAIN's wife's breasts, stating, "What's going on in your breast area?" This officer
8 instructed the first officer to search CAIN's wife, but the search did not yield anything. While
9 searching CAIN's car, the officers found marijuana and a registered firearm. The officers put back
10 the marijuana after CAIN asked them to place it back, but they accused CAIN of illegally
11 transporting a firearm. The officer DOES arrested CAIN and transported him to the Martinez
12 Detention Facility. CAIN posted bail and went to court three times, but the charges against him
13 were ultimately dropped. CAIN is still waiting to get his firearm back from the Antioch Police
14 Department. Concurrent with CAIN's arrest, multiple CITY OF ANTIOCH officers sent numerous
15 text messages about Black people, calling them "gorillas," "niggers," "monkeys," and using other
16 targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). At least one of the
17 officers involved in CAIN's arrest is a key participant in the District Attorney's investigation into
18 the discriminatory text messages sent among Antioch Police Department officers and sergeants.

19 As a result, the text messages discovered in April 2023 imply that Antioch Police
20 Department maliciously and unfairly targeted and prosecuted CAIN, and that Defendant CITY OF
21 ANTIOCH officers' behavior stemmed from the discriminatory and violent culture of the CITY OF
22 ANTIOCH Police Department. Moreover, Mr. CAIN withstood humiliation and associated
23 emotional distress corresponding to the text message scandal. Furthermore, Mr. CAIN lost his
24 lawfully possessed firearm and suffered physical and emotional distress from watching CITY OF
25 ANTIOCH Police Officers sexually harass his wife and from being yanked out of his car, arrested,
26 and jailed.

27 **AMADEO GARCIA, JR.**

1 On December 19, 2022, CITY OF ANTIOCH Police Department officers used excessive
2 force during an unlawful search of AMADEO GARCIA, JR.'s vehicle, resulting in the arrest of
3 GARCIA. CITY OF ANTIOCH police Officers (DOES) staked out a motel room rented by
4 GARCIA in Antioch, CA. The DOE officers pulled GARCIA over while he was driving his vehicle,
5 purportedly due to the absence of license plates. The automobile was newly purchased with dealer
6 tags in the window. The Officers confirmed that the vehicle was in legal standing. Multiple officer
7 DOES arrived on the scene, including a K-9 unit. The K-9 unit alerted officers to the vehicle. The
8 K-9 unit displayed unprofessional behavior, including jumping onto the hood of the vehicle. Officer
9 DOES then removed GARCIA from the vehicle by reaching into the car and unlocking the car door.
10 After removing GARCIA from the vehicle, they proceeded to deploy their taser on GARCIA for an
11 extended length of time. GARCIA was charged with multiple counts of possession. These charges
12 were later dismissed by the court under California Penal Code § 1385. Concurrent with GARCIA's
13 arrest, multiple CITY OF ANTIOCH officers sent numerous racist text messages describing
14 subjects of arrest, and at various points discussed plans to "violate civil rights" and conduct racially-
15 targeted vehicular stops.

16 As a result, the text messages discovered in April 2023 imply that Antioch Police
17 Department maliciously and unfairly targeted, brutalized, and prosecuted GARCIA, and that
18 Defendant officers' behavior stemmed from the discriminatory and violent culture of the Antioch
19 Police Department. Moreover, Mr. GARCIA withstood humiliation and associated emotional
20 distress corresponding to the text message scandal. Furthermore, due to the Antioch police officers'
21 use of excessive force, GARCIA suffered physical injury as well as incarceration.

22 **ARON TYSON**

23 In August, 2019, CITY OF ANTIOCH Police Department Officers (DOES) pulled over
24 ARON TYSON at the intersection of Sycamore Drive and Peppertree Way in Antioch, CA for
25 having tinted car windows, threw TYSON to the ground, searched his vehicle, and arrested him.
26 After TYSON provided the officers with his license and registration, the officers told him to get out
27 of the car, claiming that they could smell marijuana. Neither TYSON nor his girlfriend had been
28 smoking marijuana. The officer DOES asked TYSON if they could search the car, but when

1 TYSON said no, the officer DOES pushed him to the ground, painfully twisted his arms upwards
2 behind his back, and handcuffed him. TYSON had a metal plate in his arm, so he asked the officers
3 to not be rough with him. However, the officers continued to force TYSON to the ground and hurt
4 his arms. Officer DOES then searched the car and found a firearm and some marijuana. Officer
5 DOES also searched TYSON's girlfriend and found drugs, which they falsely stated belonged to
6 TYSON. Officer DOES arrested TYSON and took him to the station for booking. TYSON posted
7 bail and was later charged with possession of controlled substances. However, the charges were
8 dropped in August 2022.

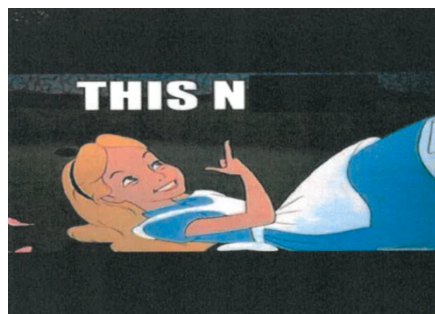
9 Concurrent with TYSON's arrest, Defendant CITY OF ANTIOCH Police Officers sent
10 numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and
11 using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). This
12 includes DOE Officers who requested videos of suspects' injuries at the hands of Defendant
13 Officers, and promising to withhold that information:

14 **DOE-6:** Looks so painful lol
15 **AMIRI:** [Video file of a suspect's injuries]
16 Don't share the video...lol

17 **DOE-6:** I don't share anything lol not even the pics bro! It's
18 Good that even though the laws don't keep them in jail they
19 Still get fucked up [...]

20 In the days following Mr. TYSON's arrest, Defendant RAMIREZ texted a group thread of CITY
21 OF ANTIOCH Police Officers and Sergeants, including Defendants AMIRI, ROMBOUGH,
22 HARRIS, GERBER, COX, ADAMS, SMITH, EVANS, HUGHES, GONZALEZ, NUTT,
23 MARCOTTE, DUGGAR, MANLY WILLIAMS, and BLEDSOE:

24 **RAMIREZ:**



28 **RAMIREZ:** Bended knee nigger.

1 **AMIRI:** Thirsty nigger,
2 Donkey nigger
3 Ass nigger,
4 Transient nigger,
5 Panhandling nigger,
6 **RAMIREZ:** Ungreatful nigger,
7 Jackass nigger
8 Jaywalking nigger
9 11-25 nigger
10 ACO nigger
11 Bitch nigger
12 **RAMIREZ:** Bitch nigger
13 Slow nigger
14 dead nigger
15 body bag nigger
16 n10-55 nigger
17 187 nigger
18 wild west nigger
19 huckleberry nigger

20 As a result, the text messages discovered in April 2023 indicate that CITY OF ANTIOCH
21 Police Department maliciously and unfairly targeted, brutalized, and prosecuted ARON TYSON,
22 and that Defendant Officers' behavior contributed to and stemmed from the discriminatory and
23 violent culture of the Antioch Police Department. Moreover, Mr. TYSON withstood humiliation
24 and associated emotional distress corresponding to the text message scandal. Furthermore, due to
25 the Antioch police officers' use of excessive force, TYSON suffered physical injuries in his arms
26 and emotional distress. The items that the officers took while searching him and his vehicle have
27 not yet been returned to him.

28 **DAUNTE GELLINGTON**

 On April 30, 2023 at around 5:00 pm, Defendant CITY OF ANTIOCH Police Department
Officer (DOES) falsely accused DAUNTE GELLINGTON of threatening his brother, slammed him
to the ground, and attacked him while he was handcuffed. GELLINGTON went to the Antioch
Police Department in Antioch, CA with his mother and siblings to file a report for an unrelated
matter. After the family submitted the report and went outside, an Antioch Police Officer claimed
that GELLINGTON had threatened his brother, even though nobody in the family heard him do so.
Four Defendant Officers (DOES) threw GELLINGTON to the ground, handcuffed him, picked him
up, slammed him against the ground again, dragged him through concrete, and kicked him while

1 holding him face down. At least one officer DOE pushed their knees into GELLINGTON's back.
2 When GELLINGTON's mother begged the officers to stop, they threatened to tase or handcuff her
3 if she did not back off. The officer DOES then detained GELLINGTON for an hour before
4 releasing him. GELLINGTON went to the Sutter Health hospital for medical attention afterwards.
5 Concurrent with the officers' beating of GELLINGTON, multiple CITY OF ANTIOCH officers
6 sent numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys,"
7 and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch").

8 As a result, the text messages discovered in April 2023 imply that Antioch Police
9 Department maliciously and unfairly targeted and brutalized GELLINGTON, and that Defendant
10 officers' behavior stemmed from the discriminatory and violent culture of the Antioch Police
11 Department. Moreover, Mr. GELLINGTON withstood humiliation and associated emotional
12 distress corresponding to the text message scandal. Furthermore, due to the Antioch police officers'
13 use of excessive force, GELLINGTON suffered severe physical injuries, including a broken toe,
14 bruised ribs, and scars on his knees and shoulders, as well as emotional distress.

15 **ROBERT YOUNG**

16 On July 3, 2022 at approximately 3 pm, Defendant Officer ERIC ROMBOUGH illegally
17 pulled over, harassed, and robbed ROBERT YOUNG. ROMBOUGH pulled over YOUNG near
18 1080 Sycamore Drive, Antioch, CA 94509. ROMBOUGH refused to tell YOUNG why he pulled
19 him over. ROMBOUGH then took \$900 from YOUNG, locked YOUNG in his patrol car, and stole
20 YOUNG's marijuana. ROMBOUGH then let YOUNG out of the patrol car and drove off without
21 filing a report. Concurrent with YOUNG's encounter with ROMBOUGH, multiple CITY OF
22 ANTIOCH officers sent numerous text messages about Black people, calling them "gorillas,"
23 "niggers," "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies,"
24 "cunt," "fat bitch"). Additionally, ROMBOUGH boasted about "violating civil rights" and "only
25 stopping [people] cuz they black [sic]."

26 As a result, the text messages discovered in April 2023 imply that Antioch Police
27 Department maliciously and unfairly targeted YOUNG, and that Defendant Officer ROMBOUGH's
28 behavior stemmed from the discriminatory and violent culture of the Antioch Police Department.

1 Moreover, Mr. YOUNG withstood humiliation and associated emotional distress corresponding to
2 the text message scandal. Furthermore, due to ROMBOUGH's conduct in robbing YOUNG,
3 YOUNG lost \$900 and suffered emotional distress.

4 **TERRY THOMAS**

5 On July 12, 2022 at 2903 Campbell Lane, Tracy, CA 95377, CITY OF ANTIOCH Police
6 Department officers, including Defendant Officers ERIC ROMBOUGH, ROBERT GERBER, and
7 KYLE HILL, unlawfully raided the home of TERRY THOMAS's mother without a search warrant,
8 slammed TERRY THOMAS to the ground, and arrested him. Several Antioch police officers and a
9 SWAT team raided the home of Tiffany Turner, TERRY THOMAS's mother. The officers did not
10 present Ms. Turner with a warrant when she asked for one. The officers then slammed TERRY
11 THOMAS to the ground, claiming that he was trying to escape through a window in the back of the
12 home. The officers then arrested, handcuffed, and transported TERRY THOMAS to the juvenile
13 detention hall. While TERRY THOMAS was being transported, the officers continued to search
14 Ms. Turner's home. The officers searched the home for five hours and seized TERRY THOMAS's
15 ID and cell phone. TERRY THOMAS was charged with murder and incarcerated, but his charges
16 were ultimately dropped in August 2023. Concurrent with TERRY THOMAS's arrest, multiple
17 CITY OF ANTIOCH officers sent numerous text messages about Black people, calling them
18 "gorillas," "niggers," "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot,"
19 "pussies," "cunt," "fat bitch"). In these texts, ROMBOUGH boasted about "violating civil rights"
20 and "only stopping [people] cuz they black [sic]." GERBER also sent texts containing photos of
21 gorillas and referring to Black people as "fag[s]."

22 As a result, the text messages discovered in April 2023 imply that Antioch Police
23 Department maliciously and unfairly targeted, brutalized, and prosecuted TERRY THOMAS, and
24 that Defendant Officers' behavior stemmed from the discriminatory and violent culture of the
25 Antioch Police Department. Moreover, TERRY THOMAS withstood humiliation and associated
26 emotional distress corresponding to the text message scandal. Furthermore, due to the officers' use
27 of excessive force in slamming TERRY THOMAS to the ground, TERRY THOMAS suffered
28 physical pain and injuries as well as emotional distress.

1 **SHAQUILLE HILLARD**

2 In September 2022, Antioch PD officers including Officers ARRON HUGHES, and
3 MORTEZA AMIRI, stopped HILLARD on Pepper Tree and Sycamore in Antioch, and searched his
4 car. They found nothing, however, they illegally confiscated HILLARD’S phone. Concurrent with
5 this incident, CITY OF ANTIOCH officers sent numerous text messages about Black people,
6 calling them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer to subjects
7 (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). Concurrent to the ongoing harassment of Mr.
8 HILLARD, Defendant Officers actively engaged in constitutional violations against suspects and to
9 inflict extrajudicial punishment.

10 **OFFICER-9:** [...] “Officer [DOE-9] how long did you know Officer
11 **AMIRI:** **AMIRI:** know him to act under color of authority”
12 lol putting a pistol in someone’s mouth and telling them to
13 stop stealing isn’t illegal... it’s an act of public service to
14 prevent further victims of crimes.
15 [...] **ROMBOUGH:** Can u please get photos of him
16 **OFFICER-15:** Yup
[photograph] Black tip tattoo 👍
ROMBOUGH: Lmao

17 These actions by officers show a conspiracy within the CITY OF ANTIOCH Police Department in
18 which Defendant Officers and Sergeants acted in concert to illegally detain, search, assault, and
19 wrongfully arrest people based on racial bias and discrimination.. This conspiracy to act with
20 discrimination within the ANTIOCH Police Department directly lead to officers wrongfully
21 detaining and searching Mr. HILLARD, and seizing his phone.

22 As a result, the text messages discovered in April 2023 imply that Antioch Police
23 Department maliciously and unfairly targeted and prosecuted Mr. HILLARD, and that Defendant
24 Officers’ behavior stemmed from the discriminatory and violent culture of the Antioch Police
25 Department. Moreover, Mr. HILLARD withstood ongoing humiliation, physical pain and suffering,
26 and associated emotional distress corresponding to the text message scandal. HILLARD was
27 previously searched by the same group of CITY officers in multiple incidents between January of
28 2020 and September of 2022, during which Antioch officers beat HILLARD (April, 2020), took

1 cash from HILLARD, and accused HILLARD of being part of a gang. Additionally, Antioch PD
2 turned HILLARD over to Oakland gang task force officers, who then interrogated HILLARD about
3 a shooting in 2021.

4 All charges were dropped against HILLARD in June 2023.

5 **DANYEL EARL LACY**

6 In April, 2022, at around 2:00 P.M. at 1600 Buchanan Road Antioch, CA, Antioch police
7 officers wrongfully arrested DANYEL EARL LACY for a gun charge. Antioch Officers, including
8 officers ERIC ROMBOUGH, TIM MANLY, and ARRON HUGHES, began to search a car that did
9 not belong to LACY. The officers claimed they discovered a gun inside of the car. The officers then
10 falsely accused Mr. LACY of illegal possession of a firearm. LACY stated that the gun was not his.
11 The officers arrested Mr. LACY. These actions by officers show a conspiracy within the
12 ANTIOCH police department by ANTIOCH officers to act in concert to illegally detain, search,
13 assault, and wrongfully arrest people based on racial bias and discrimination. This conspiracy to act
14 with discrimination within the ANTIOCH Police Department directly lead to Defendant Officers
15 and DOES wrongfully detaining, searching, and arresting Mr. LACY.

16 As a result, LACY was arrested. Mr. LACY was charged with illegal possession of a
17 firearm. He spent three months in jail. Mr. LACY was unaware of any gun being in the vehicle,
18 never possessed the gun, and made clear to defendants that neither the car, nor the gun, were his.
19 Though Defendants were able to confirm that the vehicle was not owned by Mr. LACY, they
20 arrested him anyway. Concurrent to Mr. LACY's arrest, Defendant CITY OF ANTIOCH Police
21 Department Leadership, was aware of the ongoing racial animus and constitutional violations within
22 the CITY OF ANTIOCH Police Department:

23 **ADAMS:** I'm in a meeting with [ANTIOCH POLICE
24 DEPARTMENT LEADERSHIP] **GERBER** and
HOFFMAN discussing black people.

25 **ROMBOUGH:** I heard 101 bottom line it doesn't matter some gorilla killed
another gorilla.

26 Plaintiffs allege Defendants arrested Mr. LACY either having fabricated that a gun was
27 found in the vehicle (without probable cause and with malice), or refusing to investigate Mr.
28

1 LACY's contentions of innocence with respect to being unaware of the alleged presence of the gun
2 in the vehicle. All the charges were dismissed in August 2023.

3 **KAYCEE SUITTER**

4 On December 19, 2022, several CITY OF ANTIOCH Police Department officers who were
5 motivated by racial bias (including but were not limited to Defendant Officers MARCOTTE,
6 SMITH and RODRIGUEZ encountered SUITTER in a parking garage. There, the officers
7 handcuffed and detained SUITTER, subjected her to a search of her person and the vehicle, and
8 arrested her. Concurrent with SUITTER's arrest, multiple CITY OF ANTIOCH officers sent
9 numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and
10 using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). These
11 actions by officers show a conspiracy within the ANTIOCH police department by ANTIOCH
12 officers to act in concert to illegally detain, search, assault, and wrongfully arrest people based on
13 racial bias and discrimination. This conspiracy to act with discrimination within the ANTIOCH
14 police department directly lead to officers wrongfully detaining, searching, and arresting Ms.
15 SUITTER.

16 The text messages discovered in April 2023 imply that the Antioch Police Department
17 maliciously and unfairly targeted and prosecuted Ms. SUITTER, and that Defendant Officers'
18 behavior stemmed from the discriminatory and violent culture of the Antioch Police Department.
19 Moreover, Ms. SUITTER withstood humiliation, physical injury, financial and property loss, and
20 associated emotional distress corresponding to the text message scandal. Ms. SUITTER spent eight
21 days in jail and missed her first day at a new job, resulting in the loss of employment and
22 opportunity. All charges against SUITTER were dismissed on December 27, 2022.

23 **MARCELL LEWIS**

24 On November 15, 2020, at approximately 8:00 A.M., at Sycamore Drive and L Street
25 Antioch, CA 94509, Defendants, CITY OF ANTIOCH Police Officers MORTEZA AMIRI, and
26 two unknown Officers (DOES), wrongfully arrested Mr. LEWIS as he exited a store. Officer
27 AMIRI approached Mr. LEWIS and stated that he had been accused of selling drugs. When Mr.
28 LEWIS denied the accusation, Defendant AMIRI restrained Mr. LEWIS. As AMIRI handcuffed

Mr. LEWIS, Officer DOE-One took LEWIS'S bag and wallet and Officer DOE-Two began to search Mr. LEWIS's car. Officer DOE-Two found one ounce of marijuana, which was lawfully possessed by Mr. LEWIS. Officer AMIRI arrested Mr. LEWIS and AMIRI transported LEWIS to jail. In the days prior to Mr. LEWIS's encounter with DEFENDANTS, Defendant MARCOTTE texted with Defendants ROMBOUGH, MANLY WILLIAMS, DUGGAR, and DOES, in which Defendant ROMBOUGH described their on-duty conduct as "violating civil rights." Defendant CITY OF ANTIOCH Police Sergeant EVANS and Officer ROMBOUGH lamented that bruising "never looks as good, [on Black people] just like jobs and responsibilities" in reference to Black victims of Defendants' violence. Moreover, CITY OF ANTIOCH Police Department Leadership was fully aware of this race-based misconduct by Defendant Officers, and actively participated in it:

AMIRI: ["Nigger"] is commonly used around the pd tbh
OFFICER: Yea but given the times I wouldn't say that out loud.
AMIRI: Every group messages with supervisors and IA sgt's
 matter of fact it was just said today in our group thread
 with multiple supervisors in it.

Resulting from his arrest, Mr. LEWIS was charged with intent to sell. The charge was dropped on June 15, 2023. LEWIS suffered lost wages on the days that he had to dispute the charge in court. Mr. LEWIS sustains emotional distress from the encounter with Defendants.

GREGORIO YARBOROUGH

On August 15, 2023, at approximately 3:00 a.m., at 5004 Union Mine Drive, Antioch, CA 94531, Defendant CITY OF ANTIOCH Police Officer RYAN GEIS shot Gregorio YARBOROUGH multiple times using rubber bullets. Mr. YARBOROUGH was standing near his girlfriend's house when Defendant GEIS ordered YARBOROUGH to raise his hands and lie on his stomach. Mr. YARBOROUGH complied with GEIS's instructions. YARBOROUGH did not have any weapons. Mr. YARBOROUGH asked why Officer GEIS had stopped him, but GEIS did not respond. Instead, Defendant GEIS shot YARBOROUGH twice in the back using 40mm less lethal rounds. GEIS then arrested Mr. YARBOROUGH.

As a result, Mr. YARBOROUGH suffered from gunshot wounds and bruised ribs. Officer GEIS arrested YARBOROUGH for criminal threats, obstruction of a police officer, and violation of

1 a peaceful contact order. The charges were dropped on September 29, 2023. While in custody, Mr.
2 YARBOROUGH was unable to financially provide for his family. YARBOROUGH spent
3 additional money on costs associated with his detention by CITY. Mr. YARBOROUGH sustained
4 emotional distress, physical pain and suffering, physical injuries, medical expenses, and impaired
5 earning capacity as a result of the forceful arrest.

6 **QUINCY MASON**

7 In approximately June, 2022, at 5:00 p.m., at 806 W. 7th Street, Antioch, CA 94509,
8 Defendant CITY OF ANTIOCH Police Officers (DOES) assaulted and harassed Plaintiff, QUINCY
9 MASON. Mr. MASON was driving and had stopped at a stop sign when Defendant Officers DOES
10 approached Mr. MASON's vehicle from behind. Mr. MASON drove a few more blocks and DOE-
11 Officers turned on their sirens. MASON pulled over and got out of the car with his hands up. While
12 his hands were raised, Defendant Officers DOES tased Mr. MASON. Mr. Mason fell to the ground,
13 and Defendant DOES allowed a CITY Police K9 to attack Mr. MASON. While on the ground, Mr.
14 MASON begged the officers to remove the K9, but Officer DOES failed to stop the attack. The
15 Defendant Officers (DOES) placed MASON in handcuffs and he was taken to the CITY OF
16 ANTIOCH Police Department and was subsequently released.

17 During a previous incident with CITY OF ANTIOCH Police Department which took place
18 on or about December 7, 2020, Defendant Officer ROMBOUGH sent Defendant Sgt. EVANS text
19 messages about Mr. Mason which stated, "Yeah buddy, I was bummed that beast [MASON] was so
20 fat cuz he didn't bruise up very fast." EVANS replied, "It never looks as good on black guys."
21 ROMBOUGH responded: "Just like jobs and responsibilities." In or around November, 2021,
22 Defendant Officer ROMBOUGH sent another text admitting "I'm only stopping them cuz they
23 black." He then followed by saying "Fuck them kill each other." These actions by Defendant
24 Officers show a conspiracy within the CITY OF ANTIOCH Police Department by Defendant
25 Officers to act in concert to illegally detain, search, assault, and wrongfully arrest people based on
26 racial bias and discrimination. This conspiracy to act with discrimination within the ANTIOCH
27 police department directly lead to officers wrongfully detaining, searching, and arresting Mr.
28 MASON, and subjected him to unreasonable force.

1 As a result, Mr. MASON suffered from racial profiling and harassment. MASON also
2 suffered unreasonable force from the dog bite wounds when he was arrested forcibly and without
3 probable cause.

4 **TAHJAY MCCULLOUGH**

5 On approximately November 10, 2020, at approximately 11:00 a.m., Defendants CITY OF
6 ANTIOCH Police Officers PRIETO, RODRIGUEZ and DOES assaulted TAHJAY
7 MCCULLOUGH at the Shell Gas Station located at 2838 Lone Tree Drive, Antioch, CA, 94509.
8 The arrest was motivated by racial animus. At the time, MCCULLOUGH was only a 16-year old
9 minor.

10 On the above date, Mr. MCCULLOUGH had been a passenger in the backseat of a vehicle
11 parked at a Shell gas pump. Defendants PRIETO, RODRIGUEZ, and other DOE Officers pulled
12 MCCULLOUGH out of the back seat and handcuffed him. Then, they slammed MCCULLOUGH
13 face-first to the ground and immediately kicked and punched MCCULLOUGH. During the beating,
14 officers PRIETO and RODRIGUEZ used racially derogatory terms at Mr. MCCULLOUGH. The
15 racial epithets included but are not limited to "nigger" and "black Gorilla".

16 As a result of the actions of PRIETO, RODRIGUEZ and DOE Officers, Mr.
17 MCCULLOUGH suffered from multiple wounds and bruises to his face and was subjected to
18 severe excessive force accompanied by vile, racist language. MCCULLOUGH remains in custody
19 at Martinez Juvenile Detention Facility for multiple criminal charges stemming from this arrest.

20 On March 27, 2023, the Contra Costa County District Attorney's Office produced a report
21 regarding racist text messages exchanged between Defendant CITY OF ANTIOCH Police
22 Department Officers and Leadership. In one entry, on June 10, 2020, Defendants PRIETO and
23 RODRIGUEZ "blame[d] the blacks" for all the crime in the area. In another entry, on September 9,
24 2020, PRIETO and RODRIGUEZ used text messages their plans to target specific groups, implying
25 Black and Latinx people, for traffic citations. The last page of the report provides data regarding
26 PRIETO and RODRIGUEZ's arrest statistics between September 2020 and October 2020. These
27 statistics demonstrate that the Defendants CITY OF ANTIOCH Police Officers and Sergeants,
28

1 disproportionately targeted Black and Latinx people. This discrimination directly led to the
2 wrongful and injurious arrest of MCCULLOUGH.

3 **JAMARI ALLEN**

4 On approximately August 22 or 23, 2020, Plaintiff JAMARI ALLEN was driving in
5 Antioch, CA when he encountered a vehicle checkpoint staffed by multiple DOE Officers of the
6 CITY OF ANTIOCH Police Department. JAMARI ALLEN admitted to one DOE Officer he did
7 not have a drivers license, so the officer directed JAMARI ALLEN to pull away from the
8 checkpoint and into an isolated parking lot nearby. JAMARI ALLEN became fearful by the isolated
9 location and exited the vehicle. A search ensued involving multiple CITY OF ANTIOCH Police
10 Officers, including Defendant AMIRI with his CITY OF ANTIOCH Canine Unit. When JAMARI
11 ALLEN noticed the K9 unit, he announced loudly to the Officers that he was currently hiding in the
12 bushes, and told them: “You don’t need to release the dog, I give up. I’m coming out with my
13 hands up. My hands are up!” However, before JAMARI ALLEN could even stand up, a CITY
14 Officer DOE yelled, falsely: “He’s got a gun!” JAMARI ALLEN did not have any weapon in his
15 possession, and had clearly raised both hands without holding anything with them. Even so, another
16 CITY Police Officer DOE stated that they would shoot JAMARI ALLEN. While JAMARI ALLEN
17 was already in the custody of CITY Police Officers, Defendant AMIRI repeatedly sicced his K9
18 onto JAMARI ALLEN. The K9 was not deployed to drag JAMARI ALLEN or get him under
19 control by the CITY Police Officers, in fact, Defendant AMIRI never took the dog off the leash.
20 AMIRI instead stood stationary while the K9 viciously attacked JAMARI ALLEN again and again,
21 no less than six times. As a result of this unnecessary and excessive force, JAMARI ALLEN
22 suffered severe injuries to his left leg and hip.

23 While JAMARI ALLEN was being treated for these injuries at an Antioch Hospital,
24 Defendant AMIRI entered and took photographs of JAMARI ALLEN’s injuries. AMIRI laughed as
25 he told JAMARI ALLEN that he was “lucky that he didn’t get it as bad as the others,” and that he
26 “didn’t get it as bad as he deserved.” Defendant AMIRI then authored a false police report that
27 differed from the description AMIRI privately provided to other Defendant Officers via text
28 message. Just prior to JAMARI ALLEN’s encounter with Defendants, on the evening of August 22,

2020, Defendants WENGER and AMIRI planned with each other via text message to use the K9 to bite subjects they were to encounter that night:

WENGER: We need to get into something tonight bro!! Lets go 3 nights in a row dog bite!!!

AMIRI: [emphasized above text]

WENGER: Lets get faggot ass [a lieutenant] something to stress about lol

After Defendant AMIRI took photographs of JAMARI ALLEN in the hospital, AMIRI sent the photographs to Defendants WENGER and ROMBOUGH via text message, among other CITY OF ANTIOCH POLICE DEPARTMENT Officers. In these messages, the extent of JAMARI ALLEN's injuries and AMIRI's use of extreme force were celebrated by multiple Defendant Officers.

Criminal charges against JAMARI ALLEN were filed but dismissed subsequent to this encounter with Defendants.

CAUSES OF ACTION FOR PLAINTIFF TRENT ALLEN

TRENT ALLEN'S FIRST CAUSE OF ACTION

(42 U.S.C. § 1983 – Unreasonable Seizure)

S(Plaintiff TRENT ALLEN against Defendants ROMBOUGH, AMIRI, GERBER, ADAMS, SMITH, MARCOTTE, MANLY-WILLIAMS, DUGGAR, EVANS, and DOES 1 - 100)

The foregoing allegations are realleged and incorporated herein.

In doing the acts complained of herein, Defendants ROMBOUGH, MANLY WILLIAMS, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches

1 and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial
2 discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or
3 gender. Specifically as to Plaintiff TRENT ALLEN, the DEFENDANTS used racial slurs including
4 “nigger” as they beat ALLEN. As a result, Plaintiff, and persons similarly situated to him, was
5 subjected to unequal and discriminatory treatment, civil rights violations, and other misconduct by
6 Defendants.

7 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

8 **TRENT ALLEN’S SECOND CAUSE OF ACTION**
9 **(42 U.S.C. § 1983 – Discriminatory Enforcement and Violation of Privacy)**
10 **(Plaintiff TRENT ALLEN against Defendants ROMBOUGH, AMIRI, GERBER, ADAMS,**
11 **SMITH, MARCOTTE, MANLY-WILLIAMS, DUGGAR, EVANS, and DOES 1 - 100)**

12 The foregoing allegations are realleged and incorporated herein.

13 In doing the acts complained of herein, Defendants ROMBOUGH, AMIRI, GERBER,
14 ADAMS, SMITH, MARCOTTE, MANLY-WILLIAMS, DUGGAR, EVANS, And DOES 1 – 100,
15 individually and/or while acting in concert with one another, and/or while failing to intervene and/or
16 obstructing justice, did act under color of state law to deprive Plaintiff TRENT ALLEN as alleged
heretofore of certain constitutionally protected rights, including, but not limited to:

- 17 a. The right to be free from bias, including racial bias in the performance of the defendant’s
duties.
18 b. The right to be free from actions designed to humiliate, embarrass, belittle, dehumanize,
19 humiliate and denigrate Plaintiff TRENT ALLEN based on his race in violation of the
Fourth Amendment.
20 c. The right to be free from invasions of privacy by public display of intimate pictures of
Plaintiff TRENT ALLEN without lawful purpose.

21 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
22 towards minority communities by subjecting them to civil rights violation and more frequent and
23 aggressive policing than similarly situated individuals. Specifically as to TRENT ALLEN, the
24 DEFENDANTS used racial slurs including “nigger” as they beat TRENT ALLEN. Defendants,
25 including but not limited to ROMBOUGH, photographed TRENT ALLEN’s likeness including but
26 not limited to images of the injuries DEFENDANTS inflicted onto Plaintiff’s body, and circulated
27 these images of TRENT ALLEN via text messages shared by Defendants with recipients both
28

1 within the CITY OF ANTIOCH POLICE DEPARTMENT and externally. Said messages included
2 racially discriminatory language and epithets describing TRENT ALLEN, including but not limited
3 to “nigger,” as well as general exclamations celebrating the use of force to injure ALLEN. The
4 recipients of these images of TRENT ALLEN, including but not limited to the above-named
5 Defendants, responded in messages celebrating the infliction of medical injury to Plaintiff’s person
6 and/or failed to intervene.

7 As a result of the acts described above, Plaintiff TRENT ALLEN was subjected to unequal
8 and discriminatory treatment, civil rights violations, and deprived of his well-settled constitutional
9 rights to privacy and substantive due process under the Fourteenth Amendment of the United States
10 Constitution, which extends to pretrial detainees. The circulation of the photographic images of
11 TRENT ALLEN were pursuant to a longstanding practice or custom, policy, or ratification wherein
12 leadership, officials, employees, and agents of the CITY OF ANTIOCH Police Department
13 deliberately chose to invade TRENT ALLEN’s privacy, photographed his likeness and body
14 including injuries inflicted onto him by DEFENDANTS, and that CITY OF ANTIOCH final-policy
15 makers engaged with, ratified, and that DEFENDANTS knew or should have known were
16 unconstitutional.

17 WHEREFORE, Plaintiff prays for relief as hereinafter set forth.

18 **CAUSES OF ACTION FOR PLAINTIFF TERRYONN PUGH**

19 **TERRYONN PUGH’S FIRST CAUSE OF ACTION**

20 **(42 U.S.C. § 1983 – Unreasonable Seizure)**

21 **(Plaintiff TERRYONN PUGH against Defendants EVANS, ADAMS, DUGGAR,
22 GERBER, T. SMITH, MARCOTTE, MANLY WILLIAMS, ROMBOUGH, and
23 DOES 1 – 100**

24 The foregoing allegations are realleged and incorporated herein.

25 In doing the acts complained of herein, Defendants Evans, Adams, Duggar, Gerber, T.
26 Smith, Marcotte, Manly Williams, Rombough, Nutt, And Does 1 – 100, individually and/or while
27 acting in concert with one another, and/or when failing to intervene when under a duty to do so,
28 and/or obstructing justice, did act under color of state law to deprive Plaintiffs as alleged heretofore
of certain constitutionally protected rights, including, but not limited to:

- 1 a. The right to be free from unreasonable police use of force in violation of the Fourth
2 Amendment;
3 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
4 Amendment.

5 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
6 towards minority communities by subjecting them to civil rights violation and more frequent and
7 aggressive policing than similarly situated individuals. These civil rights violations and/or
8 misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches
9 and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial
10 discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or
11 gender. Specifically as to TERRYONN DESHANN PUGH, the DEFENDANTS used racial slurs
12 including “nigger” before and after shooting Pugh with a 40mm rubber bullet and slamming his face
13 into the ground. As a result, Plaintiff, and persons similarly situated to him, was subjected to
14 unequal and discriminatory treatment, civil rights violations, and other misconduct by Defendants.

15 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

16 **TERRYONN PUGH’S SECOND CAUSE OF ACTION**
17 **(42 U.S.C. § 1983 – Discriminatory Enforcement and Violation of Privacy)**
18 **(Plaintiff TERRYONN PUGH against Defendants EVANS, ADAMS, DUGGAR,**
19 **GERBER, T. SMITH, MARCOTTE, MANLY WILLIAMS, ROMBOUGH, PRIETO,**
20 **RODRIGUEZ, NUTT, and DOES 1 – 100**

21 The foregoing allegations are realleged and incorporated herein.

22 In doing the acts complained of herein, Defendants EVANS, ADAMS, DUGGAR,
23 GERBER, T. SMITH, MARCOTTE, MANLY WILLIAMS, ROMBOUGH, PRIETO,
24 RODRIGUEZ, NUTT, and DOES 1 - 100, individually and/or while acting in concert with one
25 another, and/or while failing to intervene and/or obstructing justice, did act under color of state law
26 to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but
27 not limited to:

- 28 a. The right to be free from bias, including racial bias in the performance of the defendant’s
duties.
b. The right to be free from actions designed to humiliate, embarrass, belittle, dehumanize,
humiliate and denigrate Plaintiff PUGH based on his race in violation of the Fourth
Amendment.

1 c. The right to be free from invasions of privacy by public display of intimate pictures of
2 Plaintiff PUGH without lawful purpose.

3 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
4 towards minority communities by subjecting them to civil rights violation and more frequent and
5 aggressive policing than similarly situated individuals. These civil rights violations and/or
6 misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches
7 and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial
8 discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or
9 gender. Specifically as to TERRYONN DESHANN PUGH, the DEFENDANTS used racial slurs
10 including “nigger” before and after shooting Pugh with a 40mm rubber bullet and slamming his face
11 into the ground, then photographed his bare buttocks to publicly display his injuries for lurid
12 purposes. As a result, Plaintiff, and persons similarly situated to him, was subjected to unequal and
13 discriminatory treatment, civil rights violations, and other misconduct by Defendants. The
14 recipients of these images of TERRYONN PUGH, including but not limited to the above-named
15 Defendants, responded in messages celebrating the infliction of medical injury to Plaintiff’s person
16 and/or failed to intervene.

17 As a result of the acts described above, Plaintiff TERRYONN PUGH was subjected to
18 unequal and discriminatory treatment, civil rights violations, and deprived of his well-settled
19 constitutional rights to privacy and substantive due process under the Fourteenth Amendment of the
20 United States Constitution, which extends to pretrial detainees. The circulation of the photographic
21 images of TERRYONN PUGH were pursuant to a longstanding practice or custom, policy, or
22 ratification wherein leadership, officials, employees, and agents of the CITY OF ANTIOCH Police
23 Department deliberately chose to invade TRENT ALLEN’s privacy, photographed his likeness and
24 body including injuries inflicted onto him by DEFENDANTS, and that CITY OF ANTIOCH final-
25 policy makers engaged with, ratified, and that DEFENDANTS knew or should have known were
26 unconstitutional.

27 WHEREFORE, Plaintiff prays for relief as hereinafter set forth.

28 **CAUSES OF ACTION FOR PLAINTIFF SHAGOOFA KHAN**

1 **SHAGOOFA KHAN'S FIRST CAUSE OF ACTION**
2 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
3 **(Plaintiff SHAGOOFA KHAN against Defendants EVANS, MANLY WILLIAMS,**
4 **LENDERMAN, BLEDSOE, SMITH, and DOES 1 - 100)**

5 The foregoing allegations are realleged and incorporated herein.

6 In doing the acts complained of herein, Defendants EVANS, MANLY WILLIAMS,
7 LENDERMAN, BLEDSOE, SMITH, and/or DOES 1-100, individually and/or while acting in
8 concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore
9 of certain constitutionally protected rights, including, but not limited to:

- 10 a. The right to be free from unreasonable police use of force in violation of the Fourth
11 Amendment;
12 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
13 Amendment.
14 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to
15 the United States constitution.

16 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
17 towards SHAGOOFA KHAN as a member of minority communities by subjecting them to civil
18 rights violation and more frequent and aggressive policing than similarly situated individuals. These
19 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
20 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
21 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
22 based on race and/or gender. As a result, Plaintiff, and persons similarly situated to them, were
23 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

24 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

25 **SHAGOOFA KHAN'S SECOND CAUSE OF ACTION**
26 **(42 U.S.C. § 1983 - Malicious Prosecution)**
27 **(Plaintiff SHAGOOFA KHAN against Defendants EVANS, MANLY WILLIAMS,**
28 **LENDERMAN, BLEDSOE, SMITH, and DOES 1 - 100)**

 The foregoing allegations are realleged and incorporated herein.

 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested
SHAGOOFA KHAN without probable cause to arrest her.

1 The Defendants brought claims against Plaintiff SHAGOOFA KHAN with subjective
2 malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-
3 types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or
4 fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

5 The criminal actions against SHAGOOFA KHAN were dismissed, and at no time did Ms.
6 KHAN enter a plea of guilty. Plaintiff suffered damages due to the malicious prosecution brought
7 on by the Defendants in this matter.

8 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

9
10 **CAUSES OF ACTION FOR PLAINTIFF ADAM CARPENTER**

11 **ADAM CARPENTER'S FIRST CAUSE OF ACTION**

12 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

13 **(Plaintiff ADAM CARPENTER against Defendants ROMBOUGH, DUGGAR, AMIRI,
14 MANLY WILLIAMS, and DOES 1 - 100)**

15 The foregoing allegations are realleged and incorporated herein.

16 In doing the acts complained of herein, Defendants ROMBOUGH, DUGGAR, AMIRI,
17 MANLY WILLIAMS, and/or DOES 1-100, individually and/or while acting in concert with one
18 another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain
19 constitutionally protected rights, including, but not limited to:

20 a. The right to be free from unreasonable police use of force in violation of the Fourth
21 Amendment;

22 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
23 Amendment.

24 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to
25 the United States constitution.

26 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
27 towards ADAM CARPENTER as a member of minority communities by subjecting them to civil
28 rights violation and more frequent and aggressive policing than similarly situated individuals. These
civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of

1 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
2 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
3 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

4 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

5 **ADAM CARPENTER'S SECOND CAUSE OF ACTION**
6 **(42 U.S.C. § 1983 - Malicious Prosecution)**
7 **(Plaintiff ADAM CARPENTER against Defendants ROMBOUGH, DUGGAR, AMIRI,**
8 **MANLY WILLIAMS, and DOES 1 - 100)**

9 The foregoing allegations are realleged and incorporated herein.

10 Defendants maliciously prosecuted Plaintiff as stated herein. Defendants arrested ADAM
11 CARPENTER without probable cause to arrest him.

12 The defendants brought claims against ADAM CARPENTER with subjective malice.
13 Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types,
14 and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or
15 fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

16 Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his
17 favor. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in
18 this matter.

19 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

20 **CAUSES OF ACTION FOR PLAINTIFF JOSHUA BUTLER**

21 **JOSHUA BUTLER'S FIRST CAUSE OF ACTION**
22 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
23 **(Plaintiff JOSHUA BUTLER against Defendants EVANS, and DOES 1 - 100)**

24 The foregoing allegations are realleged and incorporated herein.

25 In doing the acts complained of herein, Defendants EVANS, and/or DOES 1-100,
26 individually and/or while acting in concert with one another, did act under color of state law to
27 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
28 limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth

1 Amendment;
2 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
3 Amendment.
4 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to
5 the United States constitution.

6 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
7 towards JOSHUA BUTLER as a member of minority communities by subjecting them to civil
8 rights violation and more frequent and aggressive policing than similarly situated individuals. These
9 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
10 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
11 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
12 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
13 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

14 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

15 **JOSHUA BUTLER'S SECOND CAUSE OF ACTION**
16 **(42 U.S.C. § 1983 - Malicious Prosecution)**
17 **(Plaintiff JOSHUA BUTLER against Defendants EVANS, and DOES 1 - 100)**

18 The foregoing allegations are realleged and incorporated herein.

19 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each
20 of the named plaintiffs without probable cause to arrest them.

21 The defendants brought claims against Plaintiffs with subjective malice. Defendants used
22 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
23 in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
24 falsely justify the arrest that was otherwise without probable cause.

25 Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his
26 favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in
27 this matter.

28 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

CAUSES OF ACTION FOR PLAINTIFF DEJON RICHARDS

1 **DEJON RICHARDS' FIRST CAUSE OF ACTION**
2 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
3 **(Plaintiff DEJON RICHARDS against Defendants DUGGAR, and DOES 1 - 100)**

4 The foregoing allegations are realleged and incorporated herein.

5 In doing the acts complained of herein, Defendants DUGGAR, and/or DOES 1-100,
6 individually and/or while acting in concert with one another, did act under color of state law to
7 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
8 limited to:

9 a. The right to be free from unreasonable police use of force in violation of the Fourth
10 Amendment;

11 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
12 Amendment.

13 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to
14 the United States constitution.

15 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
16 towards DEJON RICHARDS as a member of minority communities by subjecting them to civil
17 rights violation and more frequent and aggressive policing than similarly situated individuals. These
18 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
19 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
20 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
21 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
22 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

23 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

24 **DEJON RICHARDS' SECOND CAUSE OF ACTION**
25 **(42 U.S.C. § 1983 - Malicious Prosecution)**
26 **(Plaintiff DEJON RICHARDS against Defendants DUGGAR, and DOES 1 - 100)**

27 The foregoing allegations are realleged and incorporated herein.

28 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested
DEJON RICHARDS without probable cause to arrest him.

1 Defendants brought claims against Plaintiff with subjective malice. Defendants used bias,
2 including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in
3 determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
4 falsely justify the arrest that was otherwise without probable cause.

5 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
6 malicious prosecution brought on by the Defendants in this matter.

7 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

8
9 **CAUSES OF ACTION FOR PLAINTIFF DRESHAWN JACKSON**

10 **DRESHAWN JACKSON'S FIRST CAUSE OF ACTION**

11 **(42 U.S.C. § 1983 – Unreasonable Seizure)**

12 **(Plaintiff DRESHAWN JACKSON against Defendants ROMBOUGH, and DOES 1 - 100)**

13 The foregoing allegations are realleged and incorporated herein.

14 In doing the acts complained of herein, Defendants ROMBOUGH, and/or DOES 1-100,
15 individually and/or while acting in concert with one another, did act under color of state law to
16 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
17 limited to:

- 18 a. The right to be free from unreasonable police use of force in violation of the Fourth
19 Amendment;
20 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
21 Amendment.

22 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
23 United States constitution.

24 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
25 towards DRESHAWN JACKSON as a member of minority communities by subjecting them to
26 civil rights violation and more frequent and aggressive policing than similarly situated individuals.
27 These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings,
28 false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial
of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct

1 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
2 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

4 **DRESHAWN JACKSON'S SECOND CAUSE OF ACTION**
5 **(42 U.S.C. § 1983 - Malicious Prosecution)**
6 **(Plaintiffs DRESHAWN JACKSON against Defendants ROMBOUGH, and DOES 1 - 100)**

7 The foregoing allegations are realleged and incorporated herein.

8 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested
9 DRESHAWN JACKSON without probable cause to arrest him.

10 Defendants brought claims against Plaintiff with subjective malice. Defendants used bias,
11 including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in
12 determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
13 falsely justify the arrest that was otherwise without probable cause.

14 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
15 malicious prosecution brought on by the Defendants in this matter.

16 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

17 **CAUSES OF ACTION FOR PLAINTIFF KARDELL SMITH**

18 **KARDELL SMITH 'S FIRST CAUSE OF ACTION**
19 **(42 U.S.C. § 1983 – Unreasonable Seizure)**
20 **(Plaintiff KARDELL SMITH against Defendants AMIRI, ROMBOUGH, WENGER, and**
21 **DOES 1 - 100)**

22 The foregoing allegations are realleged and incorporated herein.

23 In doing the acts complained of herein, Defendants AMIRI, and/or DOES 1-100,
24 individually and/or while acting in concert with one another, did act under color of state law to
25 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
26 limited to:

- 27 a. The right to be free from unreasonable police use of force in violation of the Fourth
28 Amendment;
b. The right to be free from unreasonable searches and seizures in violation of the Fourth
Amendment.

1 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
2 United States constitution.

3 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
4 towards KARDELL SMITH as a member of minority communities by subjecting them to civil
5 rights violation and more frequent and aggressive policing than similarly situated individuals. These
6 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
7 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
8 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
9 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
10 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

11 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

12 **KARDELL SMITH 'S SECOND CAUSE OF ACTION**
13 **(42 U.S.C. § 1983 - Malicious Prosecution)**
14 **(Plaintiff KARDELL SMITH Against Defendants AMIRI, ROMBOUGH, WENGER, and**
15 **DOES 1 - 100)**

16 The foregoing allegations are realleged and incorporated herein.

17 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested
18 KARDELL SMITH without probable cause to arrest them.

19 The defendants brought claims against Plaintiff with subjective malice. Defendants used
20 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
21 in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
22 falsely justify the arrest that was otherwise without probable cause.

23 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
24 malicious prosecution brought on by the Defendants in this matter.

25 WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

26 **CAUSES OF ACTION FOR PLAINTIFF DANIEL MACKIN**

27 **DANIEL MACKIN'S FIRST CAUSE OF ACTION**
28 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
(Plaintiff DANIEL MACKIN Against Defendants ROMBOUGH, and DOES 1 - 100)

1 The foregoing allegations are realleged and incorporated herein.

2 In doing the acts complained of herein, Defendants ROMBOUGH, and/or DOES 1-100,
3 individually and/or while acting in concert with one another, did act under color of state law to
4 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
5 limited to:

- 6 a. The right to be free from unreasonable police use of force in violation of the Fourth
7 Amendment;
8 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
9 Amendment.

10 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
11 United States constitution.

12 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
13 towards DANIEL MACKIN as a member of minority communities by subjecting them to civil
14 rights violation and more frequent and aggressive policing than similarly situated individuals. These
15 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
16 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
17 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
18 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
19 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

20 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

21 **CAUSES OF ACTION FOR PLAINTIFF TERRY ROBINSON, JR.**

22 **TERRY ROBINSON, JR.'S FIRST CAUSE OF ACTION**

23 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

24 **(Plaintiff TERRY ROBINSON, JR. Against Defendants NUTT, and DOES 1 - 100)**

25 The foregoing allegations are realleged and incorporated herein.

26 In doing the acts complained of herein, Defendants NUTT, and/or DOES 1-100, individually
27 and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs
28 as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth

1 Amendment;
2 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
3 Amendment.
4 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
5 United States constitution.

6 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
7 towards TERRY ROBINSON JR. as a member of minority communities by subjecting them to civil
8 rights violation and more frequent and aggressive policing than similarly situated individuals. These
9 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
10 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
11 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
12 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
13 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

14 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

15 **CAUSES OF ACTION FOR PLAINTIFF MANDINGO CAIN**

16 **MANDINGO CAIN'S FIRST CAUSE OF ACTION**
17 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
18 **(Plaintiff MANDINGO CAIN against Defendants DOES 1 - 100)**

19 The foregoing allegations are realleged and incorporated herein.

20 In doing the acts complained of herein, Defendants DOES 1-100, individually and/or while
21 acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged
22 heretofore of certain constitutionally protected rights, including, but not limited to:

23 a. The right to be free from unreasonable police use of force in violation of the Fourth
24 Amendment;
25 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
26 Amendment.
27 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
28 United States constitution.

1 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
2 towards MANDINGO CAIN as a member of minority communities by subjecting them to civil
3 rights violation and more frequent and aggressive policing than similarly situated individuals. These
4 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
5 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
6 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
7 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
8 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

9 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

10 **MANDINGO CAIN'S SECOND CAUSE OF ACTION**
11 **(42 U.S.C. § 1983 - Malicious Prosecution)**
12 **(Plaintiff MANDINGO CAIN against Defendants DOES 1 - 100)**

13 The foregoing allegations are realleged and incorporated herein.

14 Defendants maliciously prosecuted MANDINGO CAIN as stated herein. Defendants
15 arrested Plaintiff without probable cause to arrest him.

16 Defendants brought claims against Plaintiff with subjective malice. Defendants used bias,
17 including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in
18 determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
19 falsely justify the arrest that was otherwise without probable cause.

20 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
21 malicious prosecution brought on by the Defendants in this matter.

22 WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

23 **CAUSES OF ACTION FOR PLAINTIFF AMADEO GARCIA, JR.**

24 **AMADEO GARCIA, JR.'S FIRST CAUSE OF ACTION**
25 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
26 **(Plaintiff AMADEO GARCIA, JR. against Defendants MARCOTT, SMITH, and DOES 1 - 100)**

27 The foregoing allegations are realleged and incorporated herein.

1 In doing the acts complained of herein, Defendants DOES 1-100, individually and/or while
2 acting in concert with one another, did act under color of state law to deprive Plaintiff as alleged
3 heretofore of certain constitutionally protected rights, including, but not limited to:

- 4 a. The right to be free from unreasonable police use of force in violation of the Fourth
5 Amendment;
6 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
7 Amendment.

8 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
9 United States constitution.

10 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
11 towards AMADEO GARCIA JR. as a member of minority communities by subjecting him to civil
12 rights violation and more frequent and aggressive policing than similarly situated individuals. These
13 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
14 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
15 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
16 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
17 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

18 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

19 **AMADEO GARCIA, JR.'S SECOND CAUSE OF ACTION**
20 **(42 U.S.C. § 1983 - Malicious Prosecution)**
21 **(Plaintiff AMADEO GARCIA, JR. against Defendants MARCOTTE, SMITH, and DOES 1 -**
22 **100)**

23 The foregoing allegations are realleged and incorporated herein.

24 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested
25 AMADEO GARCIA JR. without probable cause.

26 Defendants brought claims against Plaintiff with subjective malice. Defendants used bias,
27 including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in
28 determining their decisions to prosecute AMADEO GARCIA JR., and/or fabricated evidence used
to falsely justify the arrest.

1 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
2 malicious prosecution brought on by the Defendants in this matter.

3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.
4

5 **CAUSES OF ACTION FOR PLAINTIFF ARON TYSON**

6 **ARON TYSON'S FIRST CAUSE OF ACTION**

7 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

8 **(Plaintiff ARON TYSON against Defendants DOES 1 - 100)**

9 The foregoing allegations are realleged and incorporated herein.

10 In doing the acts complained of herein, Defendants DOES 1-100, individually and/or while
11 acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged
12 heretofore of certain constitutionally protected rights, including, but not limited to:

- 13 a. The right to be free from unreasonable police use of force in violation of the Fourth
14 Amendment;
15 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
16 Amendment.

17 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
18 United States constitution.

19 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
20 towards ARON TYSON as a member of minority communities by subjecting them to civil rights
21 violation and more frequent and aggressive policing than similarly situated individuals. These civil
22 rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,
23 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal
24 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on
25 race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to
26 unequal treatment, civil rights violations, and other misconduct by Defendants.

27 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

28 **ARON TYSON'S SECOND CAUSE OF ACTION**

(42 U.S.C. § 1983 - Malicious Prosecution)

(Plaintiff ARON TYSON against Defendants DOES 1 - 100)

1 The foregoing allegations are realleged and incorporated herein.

2 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested ARON
3 TYSON without probable cause.

4 Defendants brought claims against Plaintiff with subjective malice. Defendants used bias,
5 including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in
6 determining their decisions to prosecute the named Plaintiff, and/or fabricated evidence used to
7 falsely justify the arrest that was otherwise without probable cause.

8 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
9 malicious prosecution brought on by the Defendants in this matter.

10 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

11

12 **CAUSES OF ACTION FOR PLAINTIFF DAUNTE GELLINGTON**

13 **DAUNTE GELLINGTON'S FIRST CAUSE OF ACTION**

14 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

15 **(Plaintiff DAUNTE GELLINGTON against Defendants DOES 1 - 100)**

16 The foregoing allegations are realleged and incorporated herein.

17 In doing the acts complained of herein, Defendants DOES 1-100, individually and/or while
18 acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged
19 heretofore of certain constitutionally protected rights, including, but not limited to:

20 a. The right to be free from unreasonable police use of force in violation of the Fourth
21 Amendment;

22 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
23 Amendment.

24 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
25 United States constitution.

26 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
27 towards DAUNTE GELLINGTON as a member of minority communities by subjecting them to
28 civil rights violation and more frequent and aggressive policing than similarly situated individuals.
These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings,

1 false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial
2 of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
3 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
4 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

5 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

6
7 **CAUSES OF ACTION FOR PLAINTIFF ROBERT YOUNG**

8 **ROBERT YOUNG'S FIRST CAUSE OF ACTION**

9 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

10 **(Plaintiff ROBERT YOUNG against Defendants ROMBOUGH, and DOES 1 - 100)**

11 The foregoing allegations are realleged and incorporated herein.

12 In doing the acts complained of herein, Defendants ROMBOUGH, and/or DOES 1-100,
13 individually and/or while acting in concert with one another, did act under color of state law to
14 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
15 limited to:

- 16 a. The right to be free from unreasonable police use of force in violation of the Fourth
17 Amendment;
18 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
19 Amendment.

20 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
21 United States constitution.

22 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
23 towards ROBERT YOUNG as a member of minority communities by subjecting them to civil rights
24 violation and more frequent and aggressive policing than similarly situated individuals. These civil
25 rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,
26 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal
27 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on
28 race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to
unequal treatment, civil rights violations, and other misconduct by Defendants.

1 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

2
3 **CAUSES OF ACTION FOR PLAINTIFF TERRY THOMAS**

4 **TERRY THOMAS' FIRST CAUSE OF ACTION**

5 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

6 **(Plaintiff TERRY THOMAS against Defendants ROMBOUGH, GERBER, HILL, and DOES 1
- 100)**

7 The foregoing allegations are realleged and incorporated herein.

8 In doing the acts complained of herein, Defendants ROMBOUGH, GERBER, HILL, and/or
9 DOES 1-100, individually and/or while acting in concert with one another, did act under color of
10 state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights,
11 including, but not limited to:

- 12 a. The right to be free from unreasonable police use of force in violation of the Fourth
13 Amendment;
14 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
15 Amendment.

16 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
United States constitution.

17 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
18 towards TERRY THOMAS as a member of minority communities by subjecting them to civil rights
19 violation and more frequent and aggressive policing than similarly situated individuals. These civil
20 rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,
21 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal
22 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on
23 race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to
24 unequal treatment, civil rights violations, and other misconduct by Defendants.

25 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

26 **TERRY THOMAS' SECOND CAUSE OF ACTION**

27 **(42 U.S.C. § 1983 - Malicious Prosecution)**

28 **(Plaintiff TERRY THOMAS against Defendants ROMBOUGH, GERBER, HILL, and DOES
1 - 100)**

1 The foregoing allegations are realleged and incorporated herein.

2 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested
3 TERRY THOMAS without probable cause.

4 The defendants brought claims against Plaintiffs with subjective malice. Defendants used
5 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
6 in determining their decisions to prosecute TERRY THOMAS, and/or fabricated evidence used to
7 falsely justify the arrest.

8 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
9 malicious prosecution brought on by the Defendants in this matter.

10 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

11

12 **CAUSES OF ACTION FOR PLAINTIFF SHAQUILLE HILLARD**

13 **SHAQUILLE HILLARD'S FIRST CAUSE OF ACTION**

14 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

(Plaintiff SHAQUILLE HILLARD against Defendants HUGHES, AMIRI, and DOES 1 - 100)

15

The foregoing allegations are realleged and incorporated herein.

16

17 In doing the acts complained of herein, Defendants HUGHES, AMIRI, and/or DOES 1-100,
18 individually and/or while acting in concert with one another, did act under color of state law to
19 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
20 limited to:

21

a. The right to be free from unreasonable police use of force in violation of the Fourth
21 Amendment;

22

b. The right to be free from unreasonable searches and seizures in violation of the Fourth
22 Amendment.

23

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
24 United States constitution.

25

26 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
27 towards SHAQUILLE HILLIARD as a member of minority communities by subjecting them to
28 civil rights violation and more frequent and aggressive policing than similarly situated individuals.

28

1 These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings,
2 false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial
3 of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
4 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
5 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

6 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

7 **SHAQUILLE HILLARD'S SECOND CAUSE OF ACTION**
8 **(42 U.S.C. § 1983 - Malicious Prosecution)**
9 **(Plaintiff SHAQUILLE HILLARD against Defendants HUGHES, AMIRI, and DOES 1 - 100)**

10 The foregoing allegations are realleged and incorporated herein.

11 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each
12 SHAQUILLE HILLARD without probable cause.

13 The defendants brought claims against Plaintiff with subjective malice. Defendants used
14 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
15 in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
16 falsely justify the arrest that was otherwise without probable cause.

17 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
18 malicious prosecution brought on by the Defendants in this matter.

19 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

20 **CAUSES OF ACTION FOR PLAINTIFF DANYEL EARL LACY**

21 **DANYEL EARL LACY'S FIRST CAUSE OF ACTION**
22 **(42 U.S.C. § 1983 –Unreasonable Seizure)**
23 **(Plaintiff DANYEL EARL LACY against Defendants ROMBOUGH, MANLY WILLIAMS,**
24 **HUGHES, and DOES 1 - 100)**

25 The foregoing allegations are realleged and incorporated herein.

26 In doing the acts complained of herein, Defendants ROMBOUGH, MANLY WILLIAMS,
27 HUGHES, and/or DOES 1-100, individually and/or while acting in concert with one another, did
28

1 act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally
2 protected rights, including, but not limited to:

- 3 a. The right to be free from unreasonable police use of force in violation of the Fourth
4 Amendment;
- 5 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
6 Amendment.

7 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
8 United States constitution.

9 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
10 towards DANYEL EARL LACY as a member of minority communities by subjecting them to civil
11 rights violation and more frequent and aggressive policing than similarly situated individuals. These
12 civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false
13 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
14 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
15 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
16 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

17 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

18 **DANYEL EARL LACY'S SECOND CAUSE OF ACTION**
19 **(42 U.S.C. § 1983 - Malicious Prosecution)**
20 **(Plaintiff DANYEL EARL LACY against Defendants ROMBOUGH, MANLY WILLIAMS,**
21 **HUGHES, and DOES 1 - 100)**

22 The foregoing allegations are realleged and incorporated herein.

23 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested
24 DANYEL EARL LACY without probable cause.

25 The Defendants brought claims against Plaintiff with subjective malice. Defendants used
26 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
27 in determining their decisions to prosecute DANYEL EARL LACY, and/or fabricated evidence
28 used to falsely justify the arrest.

Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
malicious prosecution brought on by the Defendants in this matter.

1 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

2
3 **CAUSES OF ACTION FOR PLAINTIFF KAYCEE SUITTER**

4 **KAYCEE SUITTER'S FIRST CAUSE OF ACTION**

5 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

6 **(Plaintiff KAYCEE SUITTER against Defendants MARCOTTE, SMITH, and DOES 1 - 100)**

7 The foregoing allegations are realleged and incorporated herein.

8 In doing the acts complained of herein, Defendants MARCOTTE, SMITH, RODRIGUEZ,
9 and/or DOES 1-100, individually and/or while acting in concert with one another, did act under
10 color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected
11 rights, including, but not limited to:

- 12 a. The right to be free from unreasonable police use of force in violation of the Fourth
13 Amendment;
14 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
15 Amendment.

16 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
17 United States constitution.

18 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
19 towards KAYCEE SUITTER by subjecting her to civil rights violation and more frequent and
20 aggressive policing than similarly situated individuals. These civil rights violations and/or
21 misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches
22 and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial
23 discrimination, conspiracy to violate civil rights and/or other misconduct based on gender. As a
24 result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil
25 rights violations, and other misconduct by Defendants.

26 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

27 **KAYCEE SUITTER'S SECOND CAUSE OF ACTION**

28 **(42 U.S.C. § 1983 - Malicious Prosecution)**

**(Plaintiff KAYCEE SUITTER against Defendants MARCOTTE, SMITH, RODRIGUEZ, and
DOES 1 - 100)**

The foregoing allegations are realleged and incorporated herein.

1 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested
2 KAYCEE SUITTER without probable cause.

3 The defendants brought claims against Plaintiff with subjective malice. Defendants used
4 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
5 in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
6 falsely justify the arrest that was otherwise without probable cause.

7 Plaintiff ultimately resolved the actions in her favor. Plaintiff suffered damages due to the
8 malicious prosecution brought on by the Defendants in this matter.

9 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

10
11 **CAUSES OF ACTION FOR PLAINTIFF MARCELL LEWIS**

12 **MARCELL LEWIS' FIRST CAUSE OF ACTION**

13 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

14 **(Plaintiff MARCELL LEWIS against Defendants AMIRI, and DOES 1 - 100)**

15 The foregoing allegations are realleged and incorporated herein.

16 In doing the acts complained of herein, Defendants AMIRI, and/or DOES 1-100,
17 individually and/or while acting in concert with one another, did act under color of state law to
18 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
19 limited to:

- 20 a. The right to be free from unreasonable police use of force in violation of the Fourth
21 Amendment;
22 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
23 Amendment.

24 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
25 United States constitution.

26 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
27 towards MARCELL LEWIS as a member of minority communities by subjecting them to civil
28 rights violation and more frequent and aggressive policing than similarly situated individuals. These
civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false

1 arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of
2 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
3 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
4 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

5 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

6 **MARCELL LEWIS' SECOND CAUSE OF ACTION**

7 **(42 U.S.C. § 1983 - Malicious Prosecution)**

8 **(Plaintiff MARCELL LEWIS against Defendants AMIRI, and DOES 1 - 100)**

9 The foregoing allegations are realleged and incorporated herein.

10 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested
11 MARCELL LEWIS without probable cause.

12 The Defendants brought claims against Plaintiff with subjective malice. Defendants used
13 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
14 in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
15 falsely justify the arrest that was otherwise without probable cause.

16 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
17 malicious prosecution brought on by the Defendants in this matter.

18 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

19 **CAUSES OF ACTION FOR PLAINTIFF GREGORIO YARBOROUGH**

20 **GREGORIO YARBOROUGH'S FIRST CAUSE OF ACTION**

21 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

22 **(Plaintiff GREGORIO YARBOROUGH against Defendants GEIS, and DOES 1 - 100)**

23 The foregoing allegations are realleged and incorporated herein.

24 In doing the acts complained of herein, Defendants GEIS, and/or DOES 1-100, individually
25 and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs
26 as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- 27 a. The right to be free from unreasonable police use of force in violation of the Fourth
28 Amendment;
b. The right to be free from unreasonable searches and seizures in violation of the Fourth

1 Amendment.

2 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to
3 the United States constitution.

4 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
5 towards GREGORIO YARBOROUGH as a member of minority communities by subjecting them
6 to civil rights violation and more frequent and aggressive policing than similarly situated
7 individuals. These civil rights violations and/or misconduct included, but was not limited to,
8 assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping,
9 falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights
10 and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly
11 situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct
12 by Defendants.

13 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

14 **GREGORIO YARBOROUGH'S SECOND CAUSE OF ACTION**

15 **(42 U.S.C. § 1983 - Malicious Prosecution)**

16 **(Plaintiff GREGORIO YARBOROUGH against Defendants GEIS, and DOES 1 - 100)**

17 The foregoing allegations are realleged and incorporated herein.

18 Defendants maliciously prosecuted the Plaintiff as stated herein. Defendants arrested
19 GREGORIO YARBOROUGH without probable cause.

20 Defendants brought claims against Plaintiff with subjective malice. Defendants used bias,
21 including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in
22 determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to
23 falsely justify the arrest.

24 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
25 malicious prosecution brought on by the Defendants in this matter.

26 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

27 **CAUSES OF ACTION FOR PLAINTIFF QUINCY MASON**

28 **QUINCY MASON'S FIRST CAUSE OF ACTION**

(42 U.S.C. § 1983 –Unreasonable Seizure)
(Plaintiff QUINCY MASON against Defendants ROMBOUGH, EVANS, and DOES 1 - 100)

The foregoing allegations are realleged and incorporated herein.

In doing the acts complained of herein, Defendants DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards QUINCY MASON as a member of minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

CAUSES OF ACTION FOR PLAINTIFF TEHJAY MCCULLOUGH

TEHJAY MCCULLOUGH'S FIRST CAUSE OF ACTION

(42 U.S.C. § 1983 –Unreasonable Seizure)
(Plaintiff TEHJAY MCCULLOUGH against Defendants PRIETO, RODRIGUEZ, MOORE, AMIRI, and DOES 1 - 100)

The foregoing allegations are realleged and incorporated herein.

In doing the acts complained of herein, Defendants PRIETO, RODRIGUEZ, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law

1 to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but
2 not limited to:

3 a. The right to be free from unreasonable police use of force in violation of the Fourth
4 Amendment;

5 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
6 Amendment.

7 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to
8 the United States constitution.

9 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
10 towards TEHJAY MCCULLOUGH as a member of minority communities by subjecting them to
11 civil rights violation and more frequent and aggressive policing than similarly situated individuals.
12 These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings,
13 false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial
14 of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct
15 based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were
16 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

17 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

18 **TEHJAY MCCULLOUGH'S SECOND CAUSE OF ACTION**
19 **(42 U.S.C. § 1983 - Malicious Prosecution)**
20 **(Plaintiff TEHJAY MCCULLOUGH against Defendants PRIETO, RODRIGUEZ, MOORE,**
21 **AMIRI, and DOES 1 - 100)**

22 The foregoing allegations are realleged and incorporated herein.

23 Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested
24 TEHJAY MCCULLOUGH without probable cause.

25 The defendants brought claims against Plaintiff with subjective malice. Defendants used
26 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias
27 in determining their decisions to prosecute Plaintiff, and/or fabricated evidence used to falsely
28 justify the arrest.

Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
malicious prosecution brought on by the Defendants in this matter.

1 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

2
3 **CAUSES OF ACTION FOR PLAINTIFF JAMARI ALLEN**

4 **JAMARI ALLEN'S FIRST CAUSE OF ACTION**

5 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

6 **(Plaintiff JAMARI ALLEN against Defendants AMIRI, WENGER, and DOES 1 - 100)**

7 The foregoing allegations are realleged and incorporated herein.

8 In doing the acts complained of herein, Defendants AMIRI, WENGER, and/or DOES 1-100,
9 individually and/or while acting in concert with one another, did act under color of state law to
10 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not
11 limited to:

- 12 a. The right to be free from unreasonable police use of force in violation of the Fourth
13 Amendment;
14 b. The right to be free from unreasonable searches and seizures in violation of the Fourth
15 Amendment.

16 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the
17 United States constitution.

18 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
19 towards JAMARI ALLEN as a member of minority communities by subjecting them to civil rights
20 violation and more frequent and aggressive policing than similarly situated individuals. These civil
21 rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,
22 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal
23 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on
24 race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to
25 unequal treatment, civil rights violations, and other misconduct by Defendants.

26 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

27 **JAMARI ALLEN'S SECOND CAUSE OF ACTION**

28 **(42 U.S.C. § 1983 - Malicious Prosecution)**

(Plaintiff JAMARI ALLEN against Defendants AMIRI, WENGER, and DOES 1 - 100)

The foregoing allegations are realleged and incorporated herein.

1 Defendants maliciously prosecuted Plaintiff as stated herein. Defendants arrested JAMARI
2 ALLEN without probable cause. The Defendants brought claims against Plaintiff with subjective
3 malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-
4 types, and/or religious bias in determining their decisions to prosecute Plaintiff, and/or fabricated
5 evidence used to falsely justify the arrest.

6 Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the
7 malicious prosecution brought on by the Defendants in this matter.

8 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

9 **JAMARI ALLEN'S THIRD CAUSE OF ACTION**
10 **(42 U.S.C. § 1983 – Discriminatory Enforcement and Violation of Privacy)**
11 **(Plaintiff JAMARI ALLEN against Defendants AMIRI, WENGER, and DOES 1 - 100)**

12 The foregoing allegations are realleged and incorporated herein.

13 In doing the acts complained of herein, Defendants AMIRI, WENGER, and DOES 1 – 100,
14 individually and/or while acting in concert with one another, and/or while failing to intervene and/or
15 obstructing justice, did act under color of state law to deprive Plaintiff JAMARI ALLEN as alleged
16 heretofore of certain constitutionally protected rights, including, but not limited to:

- 17 a. The right to be free from bias, including racial bias in the performance of the defendant's
18 duties.
- 19 b. The right to be free from actions designed to humiliate, embarrass, belittle, dehumanize,
20 humiliate and denigrate Plaintiff JAMARI ALLEN based on his race in violation of the
21 Fourth Amendment.
- 22 c. The right to be free from invasions of privacy by public display of intimate pictures of
23 Plaintiff JAMARI ALLEN without lawful purpose.

24 In doing the acts complained of herein, Defendants engaged in discriminatory conduct
25 towards minority communities by subjecting them to civil rights violation and more frequent and
26 aggressive policing than similarly situated individuals. Defendants, including but not limited to
27 AMIRI, photographed JAMARI ALLEN's body while he was in the hospital being treated for the
28 injuries DEFENDANTS inflicted, and then Defendants circulated these images of JAMARI
ALLEN via text messages shared by Defendants with recipients both within the CITY OF
ANTIOCH POLICE DEPARTMENT and externally. Said messages included racially
discriminatory language and epithets describing JAMARI ALLEN, including but not limited to

1 “turd,” as well as general exclamations celebrating the use of force to injure ALLEN. The recipients
2 of these images of JAMARI ALLEN, including but not limited to the above-named Defendants,
3 responded in messages celebrating the infliction of medical injury to Plaintiff’s person and/or failed
4 to intervene.

5 As a result of the acts described above, Plaintiff JAMARI ALLEN was subjected to unequal
6 and discriminatory treatment, civil rights violations, and deprived of his well-settled constitutional
7 rights to privacy and substantive due process under the Fourteenth Amendment of the United States
8 Constitution, which extends to pretrial detainees. The circulation of the photographic images of
9 JAMARI ALLEN were pursuant to a longstanding practice or custom, policy, or ratification
10 wherein leadership, officials, employees, and agents of the CITY OF ANTIOCH Police Department
11 deliberately chose to invade JAMARI ALLEN’s privacy, photographed his likeness and body
12 including injuries inflicted onto him by DEFENDANTS, and that CITY OF ANTIOCH final-policy
13 makers engaged with, ratified, and that DEFENDANTS knew or should have known were
14 unconstitutional.

15 WHEREFORE, Plaintiff prays for relief as hereinafter set forth.

16
17 **CAUSES OF ACTION FOR ALL PLAINTIFFS**

18 **FIRST COMMON CAUSE OF ACTION**

19 **Monell - 42 U.S.C. § 1983**

20 **(All Plaintiffs Against Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS,
21 REED, BROOKS, MOREFIELD, FORD, and DOES 1-100)**

22 The foregoing allegations are realleged and incorporated herein.

23 DEFENDANT Officers and Sergeants acted under color of state law at all times relevant to
24 this Complaint. DEFENDANT Officers’ and Sergeants acts, as alleged herein, deprived Plaintiffs of
25 their Fourth and Fourteenth Amendment rights under the United States Constitution;

26 Defendants CITY OF ANTIOCH, CITY OF ANTIOCH CITY MANAGERS BERNAL,
27 JOHNSON, EBBS, and REED, and together with DOES 1-100 through their employment by CITY
28 OF ANTIOCH and ANTIOCH POLICE DEPARTMENT, were at all times relevant hereto the final

1 policy-makers for Defendant CITY OF ANTIOCH and the ANTIOCH POLICE DEPARTMENT,
2 and acted under color of state law;

3 Defendants BROOKS, MOREFIELD, FORD, and together with DOES 1-100 through their
4 employment as leadership, supervisors, and command staff for the CITY OF ANTIOCH POLICE
5 DEPARTMENT had the duty to communicate the misconduct by DEFENDANTS alleged herein
6 and thus had actual or constructive notice and duty to investigate, impose discipline, and report to
7 CITY OF ANTIOCH Managers recommendations to change policies and conduct to put a stop to
8 the widespread misconduct.

9 As against Defendant CITY OF ANTIOCH, CITY OF ANTIOCH CITY MANAGERS
10 BERNAL, JOHNSON, EBBS, and REED, and/or DOES 1-100, in their capacity as official policy-
11 maker(s) for the CITY OF ANTIOCH, including the policies and practices or lack of policies and
12 practices of the ANTIOCH POLICE DEPARTMENT. Plaintiffs, and each of them, further allege
13 that the acts and/or omissions alleged in the Complaint herein are representative of a repeated
14 course of conduct by members of the CITY OF ANTIOCH Police Department tantamount to a
15 custom, policy, or repeated practice of condoning and tacitly encouraging the abuse of police
16 authority, and disregard for the constitutional rights of citizens.

17 Plaintiffs are informed and believe and thereon allege that Defendants were biased toward
18 the public. Defendants demonstrated bias, including, but not limited to, bias toward the race,
19 gender, and ethnicity of the Plaintiffs. In doing the acts complained of herein, Defendants, and/or
20 DOES 1-100, individually and/or while acting in concert with one another, engaged in a pattern and
21 practice of discriminatory conduct towards minority communities by subjecting them to more
22 frequent and aggressive policing than similarly situated individuals of a different race, gender, and
23 sexual orientation, by using racial slurs, excessive force, and harassment tactics, and by denying
24 them the same level of protection and services afforded to individuals of a different race. These civil
25 rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,
26 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal
27 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on
28 race and/or gender.

1 Plaintiffs are further informed and believe and thereon allege that said misconduct included,
2 but was not limited to, subjecting people living, visiting, and/or traveling in Antioch neighborhoods
3 to disparate treatment because of their race and/or gender. As a result, Plaintiffs and persons
4 similarly situated to them, were subjected to unequal treatment, civil rights violations, and other
5 misconduct by Defendants.

6 Plaintiffs are informed and believe and thereon allege that as a matter of official policy—
7 rooted in an entrenched posture of deliberate indifference to the constitutional rights of Black
8 people who live, visit, and/or travel within Antioch in particular—Defendants CITY OF ANTIOCH
9 and BERNAL, JOHNSON, EBBS, REED, has long allowed Plaintiffs and persons similarly
10 situated to them, to be abused by its Police Officers, including by DEFENDANTS NUTT, EVANS,
11 ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,
12 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,
13 GERBER, HILL, MARCOTTE, HUGHES, GUISE, and/or other CITY OF ANTIOCH Police
14 Officers (DOES-100).

15 Plaintiffs are further informed and believe and thereon allege that despite the repeated and
16 frequent nature of the misconduct and civil rights violations committed by Defendants NUTT,
17 EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,
18 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,
19 GERBER, HILL, and DOES 1-100, high ranking CITY OF ANTIOCH officials and/or police
20 department supervisors, including but not limited to Defendants BROOKS, MOREFIELD, FORD,
21 EVANS, BLEDSOE, DOES 1-100, and each of them, individually and/or acting in concert with one
22 another, failed to take any or appropriate remedial action prior to the subject incidents involving the
23 Plaintiffs. As a result, Defendants engaged in repeated and serious acts of misconduct and civil
24 rights violations against citizens living, visiting, and/or traveling in Antioch.

25 Plaintiffs are informed and believe and thereon allege that Plaintiffs, and each of them,
26 suffered the violation of their constitutional rights as a result of customs, policies, patterns and/or
27 practices of Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS, REED, Defendants
28 BROOKS, MOREFIELD, FORD, EVANS, BLEDSOE, DOES 1-100, and each of them; including,

1 but not limited to, deliberate indifference in the hiring, supervision, training, and discipline of
2 members of the Antioch Police Department, including the named Defendant Officers and Officers
3 DOES 1-100, and/or each of them as set forth in this Complaint. Therefore, Plaintiffs also seek
4 relief against the Defendants for their failure to take reasonable steps to prevent and remedy the
5 discriminatory conduct of its officers.

6 Plaintiffs further allege that the actions/inactions of Defendants CITY OF ANTIOCH,
7 BERNAL, JOHNSON, EBBS, REED, Defendants BROOKS, MOREFIELD, FORD, EVANS,
8 BLEDSOE, DOES 1-100, were so closely related to the deprivation of the Plaintiffs' rights as to be
9 the moving force that has caused Plaintiffs to suffer damages, including but not limited to physical
10 harm, emotional distress, and/or injury to reputation.

11 Upon information and belief, Plaintiffs further allege that numerous African Americans
12 were systematically physically and verbally harassed by members of the CITY OF ANTIOCH
13 Police Department when they were stopped for "walking while black" or "driving while black"
14 without probable cause or reasonable suspicion, searched without consent, and verbally abused.
15 Plaintiffs further allege that Defendant CITY OF ANTIOCH Police Department encouraged,
16 condoned, and ratified its police officers long-standing, deep-rooted racist, homophobic, and
17 misogynistic actions, statements, and conduct as illustrated by the vile and despicable text messages
18 described herein, which were circulated amongst nearly half of the Police Department, including
19 some supervising and command staff. In spite of legal obligations to report the conduct admitted to
20 in the text messages, and to also report the racist and misogynistic statements themselves to
21 command staff, Plaintiffs allege the text messages went unreported and were only discovered by the
22 F.B.I. secondary to an investigation of a steroid distribution ring in the CITY OF ANTIOCH Police
23 Department. The messaging was so widespread that CITY Police Department command staff must
24 have known of the actions and attitudes reflected in the widely-shared text messages, but looked the
25 other way.

26 Plaintiffs are further informed and believe and thereon allege that the acts alleged herein are
27 the direct and proximate result of the deliberate indifference of Defendants CITY OF ANTIOCH,
28 BERNAL, JOHNSON, EBBS, REED, Defendants BROOKS, MOREFIELD, FORD, EVANS,

1 BLEDSON, DOES 1-100, and each of them, to repeated acts of police misconduct which were
2 tacitly authorized, encouraged, or condoned by Defendants CITY OF ANTIOCH, BERNAL,
3 JOHNSON, EBBS, REED, BROOKS, MOREFIELD, FORD, BLEDSON, DOES 1-100, and each
4 of them.

5 The injuries to the Plaintiffs, and each of them, were the foreseeable and proximate result of
6 said customs, policies, patterns, and/or practices of Defendants CITY OF ANTIOCH, BERNAL,
7 JOHNSON, EBBS, and REED. This conduct was condoned and ratified, by Antioch Police
8 Department Supervisors, including Defendants BROOKS, MOREFIELD, FORD, EVANS,
9 BLEDSON, DOES 1-100, and each of them. and there was no discipline against any of the named
10 Defendant Officers for their conduct.

11 Plaintiffs are further informed and believe and thereon allege that the damages sustained as
12 alleged herein were the direct and proximate result of Defendants, CITY OF ANTIOCH, BERNAL,
13 JOHNSON, EBBS, and REED's, municipal customs and/or policies of deliberate indifference in the
14 training, supervision, and/or discipline of members of the CITY OF ANTIOCH Police Department.

15 Plaintiffs are further informed and believe and thereon allege that Plaintiffs' damages and
16 injuries were caused by the customs, policies, patterns, or practices of the CITY OF ANTIOCH,
17 BERNAL, JOHNSON, EBBS, REED, BROOKS, MOREFIELD, FORD, BLEDSON, DOES 1-100,
18 and each of them, of deliberate indifference in the training, supervision, and/or discipline of Antioch
19 Police Officers including, but not limited to, NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR,
20 RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSON, THOMAS SMITH, PRIETO,
21 RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL, DOES 1-100, and/or each of
22 them.

23 The aforementioned customs, policies, or practices of Defendants CITY OF ANTIOCH,
24 BERNAL, JOHNSON, EBBS, and REED. BROOKS, MOREFIELD, FORD, DOES 1-100, and
25 each of them, resulted in the deprivation of Plaintiffs' connotational rights including, but not limited
26 to, the following:

- 27 a. The right to be free from excessive and unnecessary police use of force;
- 28 b. The right to a Familial Relationship.

1 c. The right to be free from unreasonable search and seizure including the use of Racial Bias in
2 the conduct of Antioch police officers in violation of 42. U.S.C. section 1983.
3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

4 **SECOND COMMON CAUSE OF ACTION**
5 **42 U.S.C. § 1985-86 – Conspiracy To Violate Civil Rights**
6 **(All Plaintiffs Against All Defendants, and DOES 1 - 100)**

7 The foregoing allegations are realleged and incorporated herein.

8 The collective actions by Defendant Officers named herein show a conspiracy within the
9 CITY OF ANTIOCH Police Department by CITY OF ANTIOCH Police Officers to violated
10 Plaintiffs' Civil Rights by acting in concert to illegally detain, search, assault, wrongfully arrest
11 people, subject people to malicious prosecution, and discriminate against the citizenry based on
12 their race, ethnicity, and gender. This conspiracy to deprive the Plaintiffs of their legal and
13 constitutional rights within the CITY OF ANTIOCH Police Department directly lead to officers
14 within the department to deprive people of the constitutional rights and to act with discrimination
15 and racial bias when interacting with people. This deprivation of constitutional rights, bias and
16 discrimination directly lead to the Plaintiffs suffering from damages stemming from the wrongful
17 acts committed by the defendant officers against the Plaintiffs.

18 In doing the acts complained of herein, Defendants CITY, BROOKS, MOREFIELD,
19 FORD, NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS,
20 LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER,
21 HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, and/or DOES 1-100,
22 individually and/or while acting in concert with one another, conspired for the purpose of depriving
23 Plaintiffs and/or persons similarly situated to Plaintiffs, either directly or indirectly, of the equal
24 protection of the laws or of equal privileges and immunities under the laws as alleged in this
25 complaint in violation of 42 U.S.C. § 1985.

26 Plaintiffs are further informed and believe and thereon allege that Defendants CITY OF
27 ANTIOCH, BERNAL, JOHNSON, EBBS, and REED, as well as Defendants BROOKS,
28 MOREFIELD, FORD, EVANS, BLEDSOE, DOES 1-100, and each of them, had the power to stop
and/or aid in preventing the conspiracy and/or conspiracies by Defendants NUTT, EVANS,

1 ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,
2 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,
3 GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, DOES 1-100, and/or each of them, as
4 alleged herein, but instead maintained customs, policies, and/or practices which encouraged,
5 authorized, condoned, ratified, failed to prevent, and/or failed to aid in the prevention of the wrongs
6 conspired to be done by Defendants NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR,
7 RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO,
8 RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS,
9 MOORE, DOES 1-100, and/or each of them.

10 As a result of the failure and/or refusal of Defendants CITY OF ANTIOCH, BERNAL,
11 JOHNSON, EBBS, and REED, BROOKS, MOREFIELD, FORD, EVANS, BLEDSOE, DOES 1-
12 100, and each of them, to prevent or aid in preventing the commission of the conspiracy and/or
13 conspiracies by Defendants NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ,
14 MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ,
15 ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, and
16 DOES 1-100, Plaintiffs and persons similarly situated to them are entitled to recover damages in
17 amounts to be determined according to proof.

18 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

19
20 **JURY DEMAND**

21 Plaintiffs hereby demand a jury trial in this action.

22 **PRAYER**

23 WHEREFORE, Plaintiffs pray for relief, as follows:

- 24 1. For general damages according to proof;
- 25 2. For special damages, including but not limited to, past, present and/or future wage loss,
26 income and support, medical expenses and other special damages in a sum to be
27 determined according to proof;
28

3. For punitive damages and exemplary damages in amounts to be determined according to proof as to the individually named Defendants, and DOES 1-100, or each of them;
4. Any and all permissible statutory damages;
5. For reasonable attorney's fees pursuant to 42 U.S.C. §1988;
6. For cost of suit herein incurred;
7. For injunctive relief, including necessary policy and practice changes to Defendant CITY OF ANTIOCH'S police department and Court Monitoring to ensure compliance with such necessary policy and practice changes ; and
8. For such other and further relief as the Court deems just and proper.

DATED: September 3, 2024

BURRIS NISENBAUM CURRY & LACY, LLP

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